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JOHN T. VILLAFRANCA

January 28, 2019

jpriest@vicad.com
Jessica Priest
Victoria Advocate

Re: Public Information Act Request

Dear Ms. Priest:

The Calhoun Port Authority has received the Public Information Act request contained in your email dated January 22, 2019, requesting copies of any record that shows how the chairman of the Board is chosen, how long a term he serves and when this procedure was adopted. Any documents responsive to your Public Information Act request are enclosed.

Yours truly,

ROBERTS, ODEFY, WITTE & WALL, LLP


Sandra Witte

SW/sd
Enclosures

cc: Charles R. Hausmann, Port Director

CALHOUN COUNTY NAVIGATION DISTRICT
REGULAR MEETING
SEPTEMBER 10, 1997

A regular meeting of the Calhoun County Navigation District was held on Wednesday, September 10, 1997, at 9:00 A.M. in the Calhoun County Navigation District Board Room, Calhoun County Navigation District Office, Point Comfort, Texas.

Commissioners present were:

Commissioner # 1 - Randy L. Boyd
Commissioner # 2 - Leo J. Kainer
Commissioner # 3 - J. C. Melcher, Jr.
Commissioner # 4 - Frank H. Diebel
Commissioner # 5 - Roger G. Martinez
Commissioner # 6 - H. C. Wehmeyer, Jr.

Staff Members present were:

Robert H. Van Borsum - Port Director
Ellen Buchanan - Secretary to Port Director

Also present were:

Tom Flores
Carl Bond - Point Comfort Mooring
Dee Dee Lee - Port Lavaca Wave
David Garin - G & W Engineers, Inc.
Mickey Sappington - G & W Engineers, Inc.
Jimmy Dio - Point Comfort Towing
Captain Joe Bokorney - Matagorda Bay Pilot
Jeff Solomon - BP Chemicals, Inc.
Frank Sternadel - Alcoa Marine Services
Lisa Schoch - Alcoa

Agenda Item No. 1: Call Meeting to Order.

Board Chairman Melcher called the meeting to order at approximately 9:00 A.M. He stated that the agenda of this meeting was posted in accordance with the provisions of the Texas Open Meetings Act.

Pledge of Allegiance

Agenda Item No. 2: Approve the Minutes of the August 13, 1997 and August 27, 1997 Meetings.

The minutes of the August 13, 1997, and the August 27, 1997 meetings were presented to the Board. A motion was made by Commissioner Wehmeyer, seconded by Commissioner Kainer, and motion carried unanimously to approve the minutes of the August 13, 1997, and August 27, 1997 meetings as presented.

Agenda Item No. 3: Review of Financial Report: All Funds.

- 1) August 1997 Fund Balance Report
- 2) Accounts Receivable Schedule

Agenda Item No. 4: Approval of Disbursements and Transfers: All Funds.

The Board Members reviewed the September 10, 1997 disbursements. A motion was made by Commissioner Diebel, seconded by Commissioner Martinez, and motion carried unanimously that Check No. 5705 through 5828 be approved for payment.

A motion was made by Commissioner Kainer, seconded by Commissioner Wehmeyer, and motion carried unanimously that the following fund transfers to the Port Operation Account be approved.

CHECK NO.	FUND ACCOUNT	AMOUNT
<u>Maintenance and Operation Fund</u>		
6324	Port Operations Account	\$ 5,109.38
6325	Port Operations Account	4,517.81
6326	Port Operations Account	<u>8,237.31</u>
	Total	\$ 17,864.50
<u>Port Expansion Gross Revenue Fund</u>		
214	Port Operations Account	\$ 8,828.08
215	Port Operations Account	8,718.37
216	Port Operations Account	<u>43,659.51</u>
	Total	61,205.96
<u>Business Development Fund</u>		
298	Port Operations Account	<u>\$ 2,807.90</u>
	Total	2,807.90
<u>Gross Revenue Fund</u>		
1219	Port Operations Account	\$ 1,902.08
1220	Port Operations Account	1,549.48
1221	Port Operations Account	<u>7,810.67</u>
	Total	<u>11,262.23</u>
Total Transfers to Port Operations Account		<u>\$ 93,140.59</u>

A motion was made by Commissioner Boyd, seconded by Commissioner Wehmeyer, and motion carried unanimously to approve Check No. 741 through 744 written on the Special Port Expansion Fund be approved for payment.

A motion was made by Commissioner Kainer, seconded by Commissioner Boyd, and motion carried unanimously that Check No. 297 written on the Business Development Fund be approved for payment.

Agenda Item No. 5: Port Director's Report.

A) The Port Director presented the following harbor traffic statistics for August, 1997.

ALCOA Cargoes:	5 Barges	6,164.6 Short Tons
Formosa Cargoes	8 Ships	119,644.4 Short Tons
	53 Barges	116,561.0 Short Tons
Total	66 Vessel Movements	<u>242,370.0 Short Tons of Cargo.</u>

The Port Director presented the Board Members with the September 1997 Sailing Schedule and that 13 ships have been scheduled for the month of September to date.

B) That the convention packages and travel information folders have been prepared for the Board Members that would be attending the AAPA and the GICA Convention.

C) That the Calhoun County Navigation District received an acceptance from BP Chemicals, Inc. on the Inducement Resolution. Further that the Port Director reminded the Board Members of the BP Chemicals, Inc. plant tour and luncheon scheduled today.

Agenda Item No. 6: Review and Consideration of approval of policy of "Board Officers and Organization" for the Calhoun Navigation District.

A discussion was conducted on the proposed policies regarding the election of officers of the Board, tenure policies. A motion was made by Commissioner Diebel, seconded by Commissioner Boyd, and motion carried unanimously that the following policy be adopted:

BOARD OFFICERS AND ORGANIZATION
POLICIES AND PROCEDURES OF THE
BOARD OF COMMISSIONERS OF
CALHOUN COUNTY NAVIGATION DISTRICT

BOARD OFFICERS AND ORGANIZATION

1. The offices of the Board shall consist of a Chairman, and Secretary, to be elected by the Commissioners from and among their number.
2. The offices of Chairman, and Secretary, shall be for a term of two years, said officers to be elected by a simple majority of the quorum of the Board.
3. No officer may succeed himself in the next succeeding officer election, but may be again elected to the same office after retiring for one, two-year term.
4. The election of officers will be held by the Board at the first regular Board meeting on the first month following the regular election of commissioners.
5. If for any reason the office of any officer is vacated during the term for which such officer is elected, the remaining members of the Board shall, at the next scheduled regular meeting, elect a new officer to fulfill the unexpired term, which unexpired term will not be considered as a full term and such Board member shall be eligible for reelection to serve a full two-year to such office.
6. In the absence of the Chairman, the Secretary shall preside as Chairman.

Agenda Item No. 7: Review and Consideration of approval of 1997 Operations and Maintenance Tax Levy for the Calhoun County Navigation District.

The Board Members reviewed the 1997 Tax Levy at the recommended 1.17 Cents per \$100/valuation.

A discussion was conducted regarding the Port's increase in operations revenue and the increase in business. A motion was made by Commissioner Diebel that the Calhoun County Navigation District adopt a 0.0 Tax Rate. Motion failed for a lack of a second.

After further discussion, a motion was made by Commissioner Boyd that the Calhoun County Navigation District adopt a tax rate of 0.01Cents per \$100.00 valuation and research the prospect of eliminating the following year. Motion was seconded by Commissioner Diebel and motion carried unanimously.

Agenda Item No. 8: Review and Consideration of the authorization to open a "Terminal Tank Farm and Right-of-Way Project" Bank Account.

The Port Director reported that as the BP Chemicals, Inc. project develops there is a need for two new bank accounts in order to identify all project expenses at the time of the project bond closing in the future and the use of an independent account to route all revenue and expenses of this project. After further discussion, a motion was made by Commissioner Diebel, seconded by Commissioner Wehmeyer, and motion carried unanimously to authorize two new bank accounts; Terminal, Tank Farm Bank Account and Pipeline Right-of-Way Bank Account for the BP Chemicals, Inc. project and that all disbursements would require two signatures of authorized representatives.

Agenda Item No. 9: Review and Consideration of the approval of the Lease/Purchase Agreement" with BP Chemicals, Inc.

TABLED

Agenda Item No. 10: Review and Consideration of any actions required on the "1997/1998 Maintenance Dredging Project.

David Gann, of G & W Engineers, Inc. briefed the Board Members on the surveying to date and the project's status. He reported that the confined disposal area had been surveyed. Also, the berths and expansion basin have been surveyed to determine the amount of dredge material that would need to be removed. A wetlands specialist has been employed to do a boundary survey on the south side of the confined disposal area to ascertain if dry materials can be placed there.

David Gann further discussed with the Board Members the material to be removed from the confined disposal area and placing it in the land south of the disposal area and reinforcing the levees where required. He stated that this would be determined by the amount of dredge material that needs to be removed or that can be replaced in the confined disposal area.

A motion was made by Commissioner Diebel, seconded by Commissioner Wehmeyer, and motion carried to advertise for bids the 1997/1998 Maintenance Dredging Project with bids to be received in October.

Commissioner Boyd abstained.

Agenda Item No. 11: Review and Consideration of authorization for Port Counsel to retain the firm of Garner, Roberts & Roberts, L.L.P. to work jointly in the pipeline corridor acquisition process.

TABLED

Agenda Item No. 12: Review and Consideration of approving the retention of G & W Engineers for survey work on the pipeline corridor process.

TABLED

Agenda Item No. 13: Under the provisions of Chapter 551 of the Texas Government Code, Vernon's Texas Codes Annotated, the Board will convene in Executive Session as authorized by Sections 551.071 and 551.072 of said Statute.

NO CLOSED SESSION

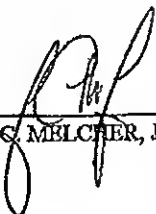
- A) Discussion on the Purchase, Exchange, Lease or Value of Real Property RE: ALCOA Properties.

Agenda Item No. 14: Return to Open Meeting. Take Action deemed necessary based on discussions in Closed Session.


NO CLOSED SESSION

Agenda Item No. 15: Adjourn.

There being no further business before the Board, a motion was made by Commissioner Wehmeyer, seconded by Commissioner Boyd, and motion carried unanimously that the meeting was declared adjourned at approximately 9:38 a.m..


J. C. MELCHER, JR., Chairman

ATTEST:


H. C. WEHMEYER, JR., Secretary

**CALHOUN COUNTY NAVIGATION DISTRICT
REGULAR MEETING
May 16, 2007**

A regular meeting of the Calhoun County Navigation District was held on Wednesday, May 16, 2007, at 9:00 a.m. in the Calhoun County Navigation District Board Room, Calhoun County Navigation District Office, Point Comfort, Texas

Board Members attending were:

Commissioner # 1 -- Shields A. "Tony" Holladay, Sr.
Commissioner # 2 -- Dell R. Weathersby
Commissioner # 3 -- J. C. Melcher, Jr.
Commissioner # 4 -- Randy L. Boyd
Commissioner # 5 -- Roger G. Martinez
Commissioner # 6 -- H. C. Wehmeyer, Jr.

Staff Members present were:

Robert H. Van Borssum - Port Director
Wanda Roberts - Port General Counsel
Miranda Hartl - Finance Assistant

Also present were:

Mickey Sappington - G & W Engineers, Inc.
Charlynn Finn - The Wave
Rafael Garcia - Calhoun LNG
Mark Mazoch - URS Corporation
Larry Robinson - Matagorda Bay Pilots Association
Debbie Boyd
Pamela Weathersby

Agenda Item No. 1: Call to Order:

Board Chair Randy L. Boyd called the Regular Meeting to order at approximately 9:00 a.m. He announced that the agenda of the meeting was posted in accordance with the provisions of the Texas Open Meetings Act.

The Pledge of Allegiance was led by Board Chair Randy L. Boyd

Agenda Item No. 2: Canvass Results of May 12, 2007 Election for District Nos. 2, 3, and 4.

The Port Director reviewed the Canvass of Election Results document from Ms. Dora O. Garola, Elections Administrator for Calhoun County, with the Board Members. The results indicated that Mr. Dell R. Weathersby defeated Mr. Leo J. Kelner in District Two (2), and Mr. Randy L. Boyd defeated Board Member Paul R. Blasingim in District Four (4). Pursuant to further review and discussion, a motion was made by Board Member J. C. Melcher, Jr. approve

the Election Results as certified by the County Elections Administrator. The motion was seconded by Board Member Tony Holladay and the motion carried unanimously.

Agenda Item No. 3: Administer Oaths of Office to Board Members for District 2, 3

& 4.

Port General Counsel Wanda Roberta administered the Oaths of Office to the newly elected Board Members from Districts 2 & 4. Board Members Boyd and Weathersby completed *Oaths of Office, Statement of Elected Officials and Surety Bonds* for their new terms of office.

Agenda Item No. 4: Election of Board Officers for the period May 16, 2007 through May 15, 2009.

A motion was made by Board Member H. C. Wehmeyer, Jr. to nominate Board Member Randy L. Boyd as Board Chairman for the period through May 15, 2009. The motion was seconded by Board Member Dell R. Weathersby and the motion carried unanimously. A motion was made by Board Member Dell R. Weathersby to nominate Board Member H. C. Wehmeyer, Jr. as Board Secretary for the period through May 15, 2009. The motion was seconded by Board Member J. C. Melcher, Jr. and the motion carried unanimously.

Agenda Item No. 5: Approve the minutes of the Thursday, April 5, and Thursday April 12, 2007 Special Meeting and Wednesday April 18, 2007 Regular Meeting.

The minutes of the Thursday April 5 and Thursday April 12, 2007 Special Meetings and the Wednesday, April 18, 2007 Regular Meeting were presented to the Board. A motion was made by Board Member Tony Holladay to approve the minutes as presented. Board Member Roger G. Martinez seconded the motion and the motion carried unanimously.

Agenda Item No. 6: Review of Financial Reports: All Funds.

Mr. Robert H. Van Borssum presented the following financial information to the Board Members for Review:

- 1.) Fund Balance Report as of April 30, 2007
- 2.) Accounts Receivable Report as of April 30, 2007

Mr. Van Borssum reported to the Board Members that the accounts receivable report specified that the accounts receivable were 96.87% current as of April 30, 2007.

Agenda Item No. 7: Approval of Disbursements and Transfers: All Funds

- a) The Board Members reviewed the May 16, 2007 Port Operations Account disbursements. Pursuant to review, a motion was made by Board Member Roger G. Martinez to approve the disbursements as presented. The motion was seconded by Board Member Tony Holladay and motion carried that the Port Operations Account disbursements Nos. 21464 through 21527 be approved. A motion was made by Board Member Tony Holladay to approve the transfers for the May 16, 2007 disbursements. The motion was seconded by Board Secretary H. C. Wehmeyer, Jr. and the motion carried unanimously.

<u>CHECK NO.</u>	<u>FUND ACCOUNT</u>	<u>AMOUNT</u>
	<u>GROSS REVENUE FUND</u>	
2007-81	To Port Operations Account	\$ 10,265.08
2007-83	To Port Operations Account	5,881.18
2007-84	To Port Operations Account	6,300.70
2007-85	To Port Operations Account	69,967.84
	Total	\$92,414.80
	<u>MAINTENANCE AND OPERATIONS FUND</u>	
2007-81	To Port Operations Account	\$ 2,024.60
2007-83	To Port Operations Account	2,045.99
2007-84	To Port Operations Account	2,277.63
2007-85	To Port Operations Account	1,001.99
	Total	\$ 7,350.21
	<u>BUSINESS DEVELOPMENT FUND</u>	
2007-81	To Port Operations Account	\$ 19.07
2007-83	To Port Operations Account	161.70
2007-85	To Port Operations Account	73,214.72
	Total	\$ 73,395.49
	<u>DEPRECIATION & MAJOR REPAIR FUND</u>	
	To Port Operations Account	
	Total	
	<u>PORT EXPANSION GROSS REVENUE FUND</u>	
2007-81	To Port Operations Account	\$ 19,356.34
2007-83	To Port Operations Account	17,567.70
2007-84	To Port Operations Account	18,096.88
2007-85	To Port Operations Account	83,367.48
	Total	\$ 138,388.40
	<u>AN/NH3 OPERATING FUND</u>	
2007-85	To Port Operations Account	\$ 39,280.86
	Total	\$ 39,280.86

Mr. Van Borssum reported to the Board Members that the accounts receivable report specified that the accounts receivable were 96.87% current as of April 30, 2007.

Agenda Item No. 7: Approval of Disbursements and Transfers: All Funds

- a) The Board Members reviewed the May 16, 2007 Port Operations Account disbursements. Pursuant to review, a motion was made by Board Member Roger G. Martinez to approve the disbursements as presented. The motion was seconded by Board Member Tony Holladay and motion carried that the Port Operations Account disbursements Nos. 21464 through 21527 be approved. A motion was made by Board Member Tony Holladay to approve the transfers for the May 16, 2007 disbursements. The motion was seconded by Board Secretary H. C. Wehmeyer, Jr. and the motion carried unanimously.

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	<u>GROSS REVENUE FUND</u>	
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	To Port Operations Account	
	Total	
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2007-83	To Port Operations Account	17,567.70
2007-84	To Port Operations Account	18,096.88
2007-85	To Port Operations Account	83,367.48
	Total	\$ 138,388.40
	<u>AN/NH3 OPERATING FUND</u>	
2007-85	To Port Operations Account	\$ 39,280.86
	Total	\$ 39,280.86

TOTAL TRANSFERS TO PORT OPERATIONS ACCOUNT\$350,829.76**INTERFUND TRANSFERS**

<u>DATE</u>	<u>FROM</u>	<u>TO</u>	<u>AMOUNT</u>
5/16/07	AN/NH3 Operating	AN/NH3 Dep. M/R	\$7,500.00
	Total		<u>\$ 7,500.00</u>

MATAGORDA SHIP CHANNEL IMPROVEMENT FUND PERMIT

146	Mauer Advisory and Consultant Service 4/1/07	\$ 5,810.58
147	Mauer Advisory and Consultant Service 4/30/07	\$ 4,460.58
148	The Rodman Company	\$ 522.50
		<u>\$10,793.66</u>

Agenda Item No. 8: Port Director's Report.

Robert H. Van Borssum, Port Director, reported the following:

A. Harbor traffic statistics for the month of April 2007:

That a total of 82 vessels had arrived at the public port facilities during the month of April 2007: 16 deep draft arrivals and 66 inland barges. Further, that 22 deep draft vessels were already on schedule for May arrival with one vessels going to multiple berths.

That the total revenue ton throughput for the month of April 2007 was 318,631.7 short tons.

B. Regarding the status of Fiscal Year 2007 capital improvement projects:

1. **Port Services Building Construction:** That the building had been completed and all checklist items were completed. Final Payment and Release of Retainage authorization was requested in Agenda Item No. 9.
2. **Walkway Extension Around the GCD Mooring Pile:** That Welfab had completed the installation of the galvanize piece. Full payment to Welfab, Inc. for this work was check no. 21526.

C. Regarding the Maintenance Dredging Project of the Matagorda Ship Channel by the Corp of Engineers: That the LaQuay dredge had completed the re-dredging of the Upper reach and was now entering the turning basin.

D. Regarding the receipt of COE Permit No. 14521 (13): That after three years of processing, this permit amendment had finally been approved by the Corps of Engineers. Consequently, the Port Authority was working with the Corps of Engineers and LaQuay Dredging Co. to utilize PA 19 for the forthcoming maintenance dredging of the turning basin expansion area and the port berths pursuant to authorization provided in this permit amendment.

E. Regarding the preparatory work for the Request for Proposal Offerors for the Dry-Bulk Berth; work on the "Scope of Work" continued and would be completed with the addition of the soil borings. The Port Director anticipated scheduling the interviews with potential offerors to begin by the end of June.

F. Mr. Rafael Garcia from Cathoon LNG was present to provide a status report to the Board Members regarding ongoing work on the LNG FERC permit. Mr. Mark Mazoch from URS was present to provide a status report to the Board Members regarding ongoing work on the "Matagorda Ship Channel Improvements" permit from the Corps of Engineers.

Agenda Item No. 9: Review and Consideration of Approval of Payment No. 9 to Roxco for Final Payment and Release of Retainage for Port Service Building Construction in the Amount for \$62,753.20.

The Board Members reviewed Payment Recommendation No. 9 – FINAL, Contractors Guarantee and Contractor's Affidavit and Waiver of Lien from REXO, Inc. regarding the Final Payment for completion of the Port Services Building in the amount of \$62,753.20. Pursuant to further review and discussion, a motion was made by Board Member Roger G. Martinez to approve the final payment in the amount of \$62,753.20 and release of retainage. The motion was seconded by Board Member Tony Holladay and the motion carried unanimously.

Agenda Item No. 10: Review and Consideration of Request of Plains Marketing, L.P. to Renew Lease for one Additional year through June 30, 2008.

The Board Members reviewed a request from Plains Marketing, L.P. to renew the lease on the properties on which they had constructed a pier for the shipment of condensates from tank to barge. This lease was on a one (1) year renewable term, at the rate of \$6,000.00 per year, plus wharfage for all products moved to or from the pier payable on a monthly basis. Pursuant to further review and discussion, a motion was made by Board Member J. C. Melcher, Jr. to

approve the renewal of the lease with Plains Marketing, L.P. for one (1) year. The motion was seconded by Board Member Tony Holladay and the motion carried unanimously.

Agenda Item No. 11: Review and Consideration of Authorization for Geotechnical Exploration of Dry-Bulk Berth by PSI at a cost of \$19,102.00.

The Board Members reviewed a request and proposed amendment of the Fiscal Year 2007 Budget for authorization to proceed with obtaining geotechnical information from PSI for the Dry-Bulk Berth Project at a total cost of \$19,102.00. Pursuant to further review and discussion, a motion was made by Board Member Tony Holladay to proceed with obtaining the geotechnical information from PSI and to amend the Fiscal Year 2007 Budget by \$19,102.00. The motion was seconded by Board Secretary H. C. Wehmeyer, Jr. and the motion carried unanimously.

Agenda Item No. 12: Review and Consideration of Authorization to proceed with Proposal to dredge under Saltwater Fire Pumps located at the Saltwater Pump Building adjacent to the Liquid Pier North.

The Board Members reviewed a proposal from T.W. LaQuay to dredge the submerged area under the saltwater pump building where the saltwater intakes were located. This area had been gradually shoaling since installation in 1994 and the separation area between the bottom of the intake pipe and the harbor bottom was less than 1 foot. The proposal for which authorization was requested included the proposal from LaQuay Dredging Inc. in the amount of \$24,200.00 and a quotation from Rexco, Inc. to raise and lower the two saltwater intake pipes in the amount of \$3,875.00. Pursuant to further review and discussion, a motion was made by Board Member Tony Holladay to accept the proposal from T. W. LaQuay Dredging, Inc. in the amount of \$24,200.00 to dredge the submerged area under the saltwater pump building and the quote from Rexco, Inc. in the amount of \$3,875.00 to raise and lower the two saltwater intake pipes and that the Fiscal Year 2007 Budget be amended for this work. The motion was seconded by Board Member Roger G. Martinez and the motion carried. Board Chair Randy L. Boyd abstained from the vote.

Agenda Item No. 13: CLOSED SESSION: As Authorized by Tex. Govt Code 551.072 for the purpose of discussion with respect to the purchase, lease or exchange of property RE: 94.73 acre tract.

Board Chair Randy L. Boyd announced that "As authorized by Texas Government Code Section 551.072 for the purpose of discussion with respect to the purchase, exchange, lease or value of property RE: 94.73 acre tract.

Further that, "No action or consensus would be taken in closed session" The Board convened in closed session at 9:55 a.m.

Return to OPEN SESSION and take any action deemed necessary based upon discussion in closed meeting.

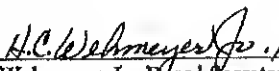
The Board reconvened in Open Session at 10:49 a.m., Board Chair Randy L. Boyd announced that "No action or consensus had been taken in closed session".

Agenda Item No. 15: Adjourn.

There being no further business to be brought before the Board, a motion was duly made and seconded that the meeting be declared adjourned at approximately 10:50 a.m.


Randy L. Boyd, Board Chair

ATTEST:


H. C. Wehmeyer, Jr., Board Secretary

**CALHOUN PORT AUTHORITY
REGULAR MEETING
May 13, 2009**

A regular meeting of the Calhoun Port Authority was held on Wednesday, May 13, 2009, at 9:00 a.m. in the Calhoun Port Authority Board Room, Calhoun Port Authority Office, Point Comfort, Texas

Board Members attending were:

Commissioner # 1 – Shields A. "Tony" Holladay, Sr.
Commissioner # 2 – Dell R. Weathersby
Commissioner # 3 – J.C. Melcher, Jr.
Commissioner # 4 – Randy L. Boyd
Commissioner # 5 – Roger G. Martinez
Commissioner # 6 – H. C. Wehmeyer, Jr.

Staff Members present were:

Charles R. Hausmann – Port Director
Forrest E. Hawes – Deputy Port Director
Wanda Roberts – Port General Counsel
Miranda Malek – Finance Assistant

Others Present were:

Mickey Sappington – G&W Engineers, Inc.
Charlynn Finn – the Wave
Larry Robinson – Matagorda Bay Pilots Association
Joe Bokorney – Matagorda Bay Pilots Association
David Adrian – Matagorda Bay Pilots Association
Jack Wu – Formosa Plastics Corporation, Texas
Richard Hengst – NuCoastal Power
Angela Adrian
Ron Adrian
Carolyn Adrian

Agenda Item No. 1: Call to Order:

Board Chair Randy L. Boyd called the Regular Meeting to order at approximately 9:00 a.m. He announced that the agenda of the meeting was posted in accordance with the provisions of the Texas Open Meetings Act.

The Pledge of Allegiance was led by Board Chair Randy L. Boyd.

Agenda Item No. 2: Review and Consideration of Approval of Third Extension to the Option to Purchase Agreement with Joslin Power, LP.

No action was taken on this agenda item.

Agenda Item No. 3: Administer Oaths of Office to Board Members for District Nos. 1, 5, and 6.

Wanda Roberts, Port General Counsel, administered the Oaths of Office to Board Member H. C. Wehmeyer, Jr., Tony Holladay and Roger G. Martinez.

Agenda Item No. 4: Election of Board Officers for the Period of May 13, 2009 to May 15, 2011.

A motion was made by Board Member Roger G. Martinez to nominate Board Member Randy L. Boyd for Board Chairman and Board Member H. C. Wehmeyer, Jr. for Board Secretary. The motion was seconded by Board Member Dell R. Weathersby and the motion carried unanimously.

Agenda Item No. 5: Approve the minutes of the Wednesday, April 8, 2009 Regular Meeting and the Wednesday, April 22, 2009 Special Board Meeting.

The minutes of the Wednesday, April 8, 2009 Regular Meeting and the Wednesday, April 22, 2009 Special Board Meeting were presented to the Board. Pursuant to further review and discussion, a motion was made by Board Member Tony Holladay to approve the minutes with an amendment showing that Board Member J. C. Melcher, Jr. was absent from the Wednesday, April 8, 2009 Regular Meeting. Board Secretary H. C. Wehmeyer, Jr. seconded the motion and the motion carried unanimously.

Agenda Item No. 6: Review of Financial Reports: All Funds.

Mr. Forrest E. Hawes presented the following financial information to the Board Members for Review:

Fund Balance Report as of April 30, 2009.

1.) Accounts Receivable Report as of April 30, 2009

Mr. Hawes reported to the Board Members that the accounts receivable report specified that the accounts receivable were 68% current as of April 30, 2009.

Agenda Item No. 7: Approval of Disbursements and Transfers: All Funds

a) The Board Members reviewed the March 13, 2009 Port Operations Account disbursements.

Pursuant to review, a motion was made by Board Member Tony Holladay to approve the disbursements as presented. The motion was seconded by Board Member Roger G. Martinez and motion carried unanimously that the Port Operations Account disbursements Nos. 23815 through 23874 be approved.

b) A motion was made by Board Member Tony Holladay to approve the transfers for the March 13, 2009 disbursements as submitted. The motion was seconded by Board Secretary H. C. Wehmeyer, Jr. and the motion carried unanimously.

<u>CHECK NO.</u>	<u>FUND ACCOUNT</u>	<u>AMOUNT</u>
	<u>GROSS REVENUE FUND</u>	
2008-132	To Port Operations Fund	\$ 7,848.44
2009-133	To Port Operations Fund	6,398.97
2009-135	To Port Operations Fund	<u>78,793.29</u>

Total \$ 93,040.70

MAINTENANCE AND OPERATIONS FUND

2008-132	To Port Operations Fund	\$ 3,310.84
2009-133	To Port Operations Fund	3,003.69
2009-135	To Port Operations Fund	2,194.82
	Total	\$ 8,509.35

BUSINESS DEVELOPMENT FUND

2009-135	To Port Operations Fund	\$ 1,867.63
	Total	\$ 1,867.63

DEPRECIATION & MAJOR REPAIR FUND

Total \$

PORT EXPANSION GROSS REVENUE FUND

2008-132	To Port Operations Fund	\$ 20,304.76
2009-133	To Port Operations Fund	19,185.74
2009-135	To Port Operations Fund	105,380.60
	Total	\$ 144,871.10

AN/NH3 OPERATING FUND

2009-135	To Port Operations Fund	\$ 63,531.91
	Total	\$ 63,531.91

LNG REIMBURSEMENT FUND

Total \$

TOTAL TRANSFERS TO PORT OPERATIONS ACCOUNT \$ 311,820.69

INTERFUND TRANSFERS

DATE	FROM	TO	AMOUNT
5/13/09	AN/NH3 Operating	AN/NH3 Dep. M/R	\$7,500.00
	Total		<u>\$7,500.00</u>

Agenda Item No. 8: Port Director's Report.

Charles R. Hausmann, Port Director, reported the following:

A. Harbor Traffic Statistics for the month of April 2009:

That a total of 48 vessels had arrived at the public port facilities during the month of April 2009; 23 deep draft arrivals and 25 inland barges and a total of 124 invoices were issued. Further, that 17 deep draft vessels were already on schedule for May arrival.

That the total throughput for the month of April 2009 was 317,023.2 short tons and total revenue tons for the year were 2,608,008.8 short tons. Ship Traffic was down 23%, barge traffic was down 37% and tonnage was down 33% for fiscal year 2009.

Regarding the status of Fiscal Year 2009 capital improvement projects:

There were no capital improvement projects underway at this time.

- B. That the liquid foam leak at the General Cargo Dock had been partially completed. The Port did not have to purchase any new foam and was waiting for the last part to come in so Webb Murray could complete the repair. The maintenance director saved approximately \$8,000.00 on this project by finding totes for a cheaper price.
- C. That Orion had driven approximately 114 concrete piles for the dry bulk dock and was continuing to build forms and pour concrete caps. The dredge should be back in the harbor to complete the dredging in June.

Agenda Item No. 9: Review and Consideration of Approval of Board Members Committee/Conference Attendance.

The Members of the Board reviewed a copy of the committee/conference attendance form. This form was to be filled out by Board Members that attend any meetings that are not posted meetings of the Calhoun Port Authority. Pursuant to further review and discussion, a motion was made by Board Member Tony Holladay to approve the Committee/Conference Attendance form. The motion was seconded by Board Member Roger G. Martinez and the motion carried unanimously.

Agenda Item No. 10: Consider and take any Action Necessary to Change Polling Places of the Port.

Pursuant to review and discussion, a motion was made by Board Member Dell R. Weathersby to approve a Resolution authorizing the change in Polling Locations and authorizing Port General Counsel to make the necessary submission to the Department of Justice. The motion was seconded by Board Secretary H. C. Wehmeyer, Jr. and the motion carried unanimously.

Agenda Item No. 11: Review and Consideration of Approval of Fiscal Year 2009 Budget Amendments.

The Board Members reviewed a copy of the Calhoun Port Authority's Financial Statement as of April 30, 2009 and the proposed Fiscal Year 2009 budget amendments that more closely follow actual revenue and expenditures. The proposed amendments would decrease revenue by \$18,446,595.00 and decrease expenditures by \$2,600,107.00 which causes net income to decrease by \$15,846,488 from \$15,513,481.00 to \$(333,007.00). Pursuant to review and discussion, a motion was made by Board Member J. C. Melcher, Jr. to approve the proposed Fiscal Year 2009 Budget Amendments. The motion was seconded by Board Member Dell R. Weathersby and the motion carried unanimously.

Agenda Item No. 12: Review and Consideration of Acceptance of \$23,155.10 as Reimbursement for Repairs to the Breasting Dolphin at Barge Slip #3 by Kirby Inland Marine.

Pursuant to further review and discussion, a motion was made by Board Member Roger G. Martinez to accept the payment of \$24,440.13 as reimbursement for repairs made to the Breasting Dolphin at Barge Slip #3 by Kirby Inland Marine. The motion was seconded by Board Member Tony Holladay and the motion carried unanimously.

Agenda Item No. 13: Review and Consideration of Approval of Drawing A-1, Rev. 0, MCC/SB Building Floor Plan, Drawing A-2, Rev. 0, MCC/SB Building Exterior Elevations, Drawing A-3, Rev. 0, MCC/SB Building Cap Beams and Wall Reinforcement, Drawing A-4, Rev. 0, MCC/SB Building Pile/Foundation Plan, Drawing A-5, Rev. 0, MCC/SB Building Miscellaneous Details, Drawing A-6, Rev. 0, MCC/SB Building Elevations, Drawing A-7, Rev. 0, MCC/SB Building Area Grading and Drawing E-6, Rev. 0, MCC/SB Building Area Grounding Layout.

Pursuant to further review and discussion, a motion was made by Board Member Tony Holladay to approve Drawing A-1, Rev. 0, MCC/SB Building Floor Plan, Drawing A-2, Rev. 0, MCC/SB Building Exterior Elevations, Drawing A-3, Rev. 0, MCC/SB Building Cap Beams and Wall Reinforcement, Drawing A-4, Rev. 0, MCC/SB Building Pile/Foundation Plan, Drawing A-5, Rev. 0, MCC/SB Building Miscellaneous Details, Drawing A-6, Rev. 0, MCC/SB Building Elevations, Drawing A-7, Rev. 0, MCC/SB Building Area Grading and Drawing E-6, Rev. 0, MCC/SB Building Area Grounding Layout. The motion was seconded by Board Secretary H. C. Wehmeyer, Jr. and the motion carried unanimously.

Agenda Item No. 14: CLOSED SESSION: As Authorized by Tex. Gov't Code 551.072 for the Purpose of discussion with respect to the purchase, exchange, lease or value of real property regarding Joslin Tract 1 NuCoastal.

Board Chair Randy L. Boyd announced that "As Authorized by Tex. Gov't Code 551.072 for the purposes of discussion with respect to the purchase, exchange, lease or value of real property regarding Joslin Tract 1 NuCoastal.

Further that, "No action or consensus would be taken in closed session" The Board convened in closed session at 9:48 a.m.

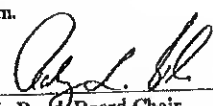
Agenda Item No. 15: Return to OPEN SESSION and take any action deemed necessary based upon discussion in closed meeting.

The Board reconvened in Open Session at 10:24 a.m., Board Chair Randy L. Boyd announced that "No action or consensus had been taken in closed session".

A motion was made by Board Member Dell R. Weathersby to approve the execution of the Third Extension of the Option to Purchase the Joslin Power LP as presented to the Board. The motion was seconded by Board Member Tony Holladay and the motion carried unanimously.

Agenda Item No. 16: Adjourn.

There being no further business to be brought before the Board, a motion was duly made that the meeting be declared adjourned at approximately 10:26 a.m.


Randy L. Boyd, Board Chair

ATTEST:


H. C. Wehmeyer, Jr., Board Secretary

**CALHOUN PORT AUTHORITY
REGULAR MEETING
June 15, 2011**

A regular meeting of the Calhoun Port Authority was held on Wednesday, June 15, 2011 at 9:00 a.m. in the Calhoun Port Authority Board Room, Calhoun Port Authority Office, Point Comfort, Texas

Board Members attending were:

Commissioner # 1 – Shields A. "Tony" Holladay, Sr.
Commissioner # 2 – Dell R. Weathersby
Commissioner # 3 – J.C. Melcher, Jr.
Commissioner # 4 – Randy L. Boyd
Commissioner # 5 – Aron Luna
Commissioner # 6 – H. C. Wehmeyer, Jr.

Staff Members present were:

Charles R. Hausmann – Port Director
Wanda Roberts – Port General Counsel
Forrest Hawes – Deputy Director
Miranda Matek – Finance Assistant

Others Present were:

D.D. Turner – The Wave
Mickey Sappington – G&W Engineers, Inc.
Roy Hart – RJ Hart, LLC
Jack Wu – Formosa Plastics Corporation
Mark Smothers
Bob Powell – Petrohawk
Gregory Salinas – McCall, Parkhurst & Horton
Jeff Smith – Simplot
Craig Covington – Simplot
Ken Frankenberger – Hawk Field Services
Dave Mathey – Hawk Field Services
Frank Sumner – Hawk Field Services
Jana Edwards – McCall, Parkhurst & Horton

Agenda Item No. 1: Call to Order:

Board Chair Randy L. Boyd called the Regular Meeting to order at approximately 9:00 a.m. He announced that the agenda of the meeting was posted in accordance with the provisions of the Texas Open Meetings Act.

The Pledge of Allegiance was led by Board Chair Randy L. Boyd.

Agenda Item No. 2: Declare Unopposed Candidates Elected at May 14, 2011 Election and Administer Oath of Office.

A motion was made by Board Member Tony Holladay to declare the unopposed candidates elected. The motion was seconded by Board Secretary H. C. Wehmeyer, Jr. and the motion carried unanimously. Port General Counsel Wanda Roberts administered the Oath of Office to Randy L. Boyd, Dell R. Weathersby and J.C. Melcher, Jr.

Agenda Item No. 3: Review and Consideration of Election of Board Officers.

The floor was opened for nominations for the position of Board Chair and Board Secretary. Board Member H. C. Wehemeyer, Jr. made a motion to nominate Board Member Randy L. Boyd for the position of Board Chair. Board Member Dell R. Weathersby seconded the motion. Board Member J. C. Melcher, Jr. then nominated Board Member Tony Holladay for the position of Board Chair. Board Member Aron Luna seconded the motion. Nominations were closed and the vote was called resulting in a tie vote. Port General Counsel Wanda Roberts, advised the Board that in the event of a tie, the motion was lost and the presiding Board Chair remains in office until a successor is elected. Nominations were then called for Board Secretary. Board Member Tony Holladay nominated Board Member J. C. Melcher, Jr. for the position of Board Secretary. Board Member Aron Luna seconded the motion. Board Member Dell R. Weathersby nominated Board Member H. C. Wehemeyer, Jr. for the position of Board Secretary. Board Chair Randy L. Boyd seconded the nomination. Nominations were closed and the vote was called resulting in a tie vote. Port General Counsel Wanda Roberts again advised that in a tie vote, the motion is lost and the presiding officer remains in office until further vote. Accordingly no action was taken.

Agenda Item No. 4: Approve the minutes of the Wednesday, May 11, 2011 Regular Meeting.

The Board reviewed the minutes for the Wednesday, May 11, 2011 Regular Meeting. Pursuant to further review and discussion, a motion was made by Board Secretary H. C. Wehemeyer, Jr. to approve the minutes as submitted. The motion was seconded by Board Member Dell R. Weathersby and the motion carried unanimously.

Agenda Item No. 5: Review of Financial Reports: All Funds.

Deputy Director Forrest Hawes presented the following financial information to the Board Members for Review:

Fund Balance Report as of May 31, 2011

1.) Accounts Receivable Report as of May 31, 2011

Mr. Hawes reported to the Board Members that the accounts receivable report specified that the accounts receivable were 98% current as of May 31, 2011.

Agenda Item No. 6: Approval of Disbursements and Transfers: All Funds

The Board Members reviewed the June 15, 2011 Port Operations Account disbursements. Pursuant to review, a motion was made by Board Member Tony Holladay to approve the disbursements and the transfers for June 15, 2011 as presented. The motion was seconded by Board Secretary H. C. Wehemeyer, Jr. and motion carried unanimously that the Port Operations Account disbursements Nos. 25512 through 25573 be approved.

<u>CHECK NO.</u>	<u>FUND ACCOUNT</u>	<u>AMOUNT</u>
<u>GROSS REVENUE FUND</u>		
2010-075	To Port Operations Fund	\$ 9,405.79
2010-076	To Port Operations Fund	3,180.00
2010-077	To Port Operations Fund	8,103.96
2010-078	To Port Operations Fund	<u>182,720.01</u>
	Total	\$ 203,409.76
<u>MAINTENANCE AND OPERATIONS FUND</u>		
2010-075	To Port Operations Fund	\$ 3,219.85
2010-077	To Port Operations Fund	3,211.85
2010-078	To Port Operations Fund	<u>518.78</u>
	Total	\$ 6,949.78
<u>BUSINESS DEVELOPMENT FUND</u>		
2010-078	To Port Operations Fund	\$ <u>565.35</u>
	Total	\$ 565.35
<u>DEPRECIATION & MAJOR REPAIR FUND</u>		
	Total	\$
<u>PORT EXPANSION GROSS REVENUE FUND</u>		
2010-075	To Port Operations Fund	\$ 25,113.76
2010-076	To Port Operations Fund	795.00
2010-077	To Port Operations Fund	24,437.89
2010-078	To Port Operations Fund	<u>110,357.75</u>
	Total	\$ 160,704.40
<u>AN/NH3 OPERATING FUND</u>		
2010-078	To Port Operations Fund	\$ <u>83,539.50</u>
	Total	\$ 83,539.50
<u>LNG REIMBURSEMENT FUND</u>		
	Total	
TOTAL TRANSFERS TO PORT OPERATIONS ACCOUNT		<u>\$455,168.79</u>
<u>INTERFUND TRANSFERS</u>		
<u>DATE</u>	<u>FROM</u>	<u>TO</u> <u>AMOUNT</u>
6/15/11	AN/NH3 Operating	AN/NH3 Dep. M/R \$7,500.00
	Total	<u>\$7,500.00</u>

Agenda Item No. 7: Port Director's Report.

Charles R. Hausmann, Port Director, reported the following:

A. Harbor Traffic Statistics for the month of May 2011:

That a total of 76 vessels had arrived at the public port facilities during the month of May 2011: 27 deep draft arrivals and 49 inland barges and a total of 188 invoices were issued. Further, that 13 deep draft vessels were already on schedule for June arrival.

B. Total revenue tons for the month of May were 379,607.1 short tons. The first eleven months of fiscal year 2011 tonnage was 3,841,747.1 short tons which was a 7.8% increase over the first eleven months of FY2010.

C. King Fisher Marine was dredging in the channel. They were dredging from the intersection of the GIWW to Gallinipper Point. The repairs at the jetties were in the current MATOC Contract and work had been started on the temporary repairs and was ongoing. Galveston was revising the design deficiency memorandum and it would be forwarded to Washington HQ for approval hopefully by the end of June. The Matagorda Ship Channel received an additional \$1.1 million in funds for FY 2011 that would allow the dredging of the upper reach of the channel from Gallinipper Point into the turning basin. The District was working on the PPA for the inner harbor expansion and it should be finished before the dredge moves into the harbor for the FY 2011 dredge job.

D. Formosa had been running tests on the deluge system and the conveyor system on the section between TT-0 and TT-D2. The Port could possibly receive a ship on June 27 to unload limestone. The Port will have a dock opening ceremony when the 2nd limestone ships arrives in July. Formosa wants to make sure everything is working before an opening ceremony is held.

Agenda Item No. 8: Public Comment.

No action was taken on this agenda item.

Agenda Item No. 14: Review and Discussion Concerning the Issuance of Bonds for the Dry Bulk Dock, the Dock Equipment and the SPVC Environmental Facilities.

No action was taken on this agenda item.

Agenda Item No. 9: Review and Approval of Board Members Committee/Conference Attendance.

The Members of the Board reviewed a copy of the committee/conference attendance form. This form was to be filled out by Board Members that attend any meetings that are not posted meetings of the Calhoun Port Authority. Pursuant to further review and discussion, a motion was made by Board Member Tony Holladay to approve the submitted Board Members Committee/Conference Attendance. The motion was seconded by Board Member Dell R. Weathersby and the motion carried unanimously.

Agenda Item No. 10: Review and Consideration of a Request from Hawk Field Services, LLC to Amend the Location of the property to be leased as per the April 13, 2011 Lease.

The Board Members reviewed a copy of an email requesting a trade of land for Petrohawk's lease that would remove the property that already had natural gas metering and gathering stations located on it. They also reviewed a map that showed the areas Petrohawk was referencing. Pursuant to further review and discussion, a motion was made by Board Member J. C. Melcher, Jr. to proceed with the survey needed to transfer the lease in the manner that Petrohawk had requested. The motion was seconded by Board Member Tony Holladay and the motion carried unanimously.

Agenda Item No. 11: Review and Consideration of Approval of Payment No. 1-Final to Global Cathodic Protection, Inc. for the 2010 Anode Ground Bed Replacement Project.

The Board Members reviewed a copy of Global Cathodic Protection, Inc. invoice numbered 5-511 in the amount of \$108,112.00, a copy of the contractor's final affidavit, waiver of liens and the contractors guarantee. Pursuant to further review and discussion, a motion was made by Board Member Dell R. Weathersby to approve the final payment to Global Cathodic Protection, Inc for the 2010 Anode Ground Bed Replacement Project in the amount of \$108,112.00. The motion was seconded by Board Member Tony Holladay and the motion carried unanimously.

Agenda Item No. 12: Review and Consideration of Approval of Payment No. 1-Final to Basic Industries, Ltd. For the Loading Arms JF7401-JF7403 Protective Coating Rehabilitation.

The Board Members reviewed a copy of Basic Industries, Ltd. invoice numbered 1390511 in the amount of \$49,881.00, a copy of the contractor's final affidavit, waiver of liens and the contractors guarantee. Pursuant to further review and discussion, a motion was made by Board Member Tony Holladay to approve the final payment to Basic Industries, Ltd. for the Loading Arms JF7401-JF7403 Protective Coating Rehabilitation Project in the amount of \$49,881.00. The motion was seconded by Board Member Dell R. Weathersby and the motion carried unanimously.

Agenda Item No. 13: Review and Consideration of Acceptance of the CFB Dock Integration Monitor Systems Installation Drawings CBDI5011-1 thru CBDI5011-11, Rev. 0, CBDI5011-9R1, Rev. 1 and any other Revisions Deemed Necessary by the Board.

The Board Members reviewed the CFB Dock Integration Monitor Systems Installation Drawings CBDI5011-1 thru CBDI5011-11, Rev. 0, CBDI5011-9R1, Rev. 1. Engineering Consultant Mickey Sappington reviewed these drawings and made the recommendation that the Board accept the drawings as presented. Pursuant to further review and discussion, a motion was made by Board Member Tony Holladay to accept the drawings. The motion was seconded by Board Secretary H. C. Wehmeyer, Jr. and the motion carried unanimously.

Agenda Item No. 15: Review and Discussion Concerning the Location of Easements for Hawk Field Services, LLC on Port Premises.

The Board Members reviewed drawings that were provided by Hawk Services, LLC. Pursuant to further review and discussion, a motion was made by Board Member J. C. Melcher, Jr. to start construction under the current lease terms with Hawk Field Services, LLC. The motion was seconded by Board Member Tony Holladay and the motion carried unanimously.

Agenda Item No. 16: Review and Consideration of Approval of Fiscal Year 2011 Budget Amendments.

The Port Director presented the Board Members with a one page summary showing the proposed revenue and expense amendments for the Fiscal Year 2011 Budget. Pursuant to further review and discussion, a motion was made by Board Member Dell R. Weathersby to approve the Fiscal Year 2011 Budget Amendments as presented. The motion was seconded by Board Member Tony Holladay and the motion carried unanimously.

Agenda Item No. 17: Review and Consideration of Capital Improvement Projects for Fiscal Year 2012.

The Board Members reviewed a list of capital improvement projects that needed to be addressed for the upcoming Fiscal Year 2012. Board Member J. C. Melchior, Jr. made a motion to proceed with advertising the Multi Purpose Dock repairs for bids since all engineering work for this project was already complete. The motion was seconded by Board Member Tony Holladay and the motion carried unanimously. Board Member Dell R. Weathersby made a motion to proceed with the design and development of the new guard stations at the port. The motion was seconded by Board Member Tony Holladay and the motion carried unanimously. The Board Members then instructed the Port Director to include the remaining proposed Capital Improvement Projects in the draft budget for FY 2012 to be reviewed at the Budget Workshop.

The Regular Meeting of the Calhoun Port Authority recessed at 11:21 a.m. The meeting reconvened at 11:30 a.m.

Agenda Item No. 18: CLOSED SESSION: As Authorized by Tex. Gov't Code Section 551.072, for the purpose of discussion with respect to the purchase, exchange, lease or value of real property regarding Joslin Tract 1.

As Authorized by Tex Gov't Code 551.071(2) to seek the advice of its attorney.

Board Chair Randy L. Boyd announced that as Authorized by Tex. Gov't Code Section 551.072, for the purpose of discussion with respect to the purchase, exchange, lease or value of real property regarding Joslin Tract 1 and as Authorized by Tex Gov't Code 551.072 to seek the advice of its attorney.

Further that, "No action or consensus would be taken in closed session" The Board convened in closed session at 11:30 a.m.

Agenda Item No. 19: Return to OPEN SESSION and take any action deemed necessary based upon discussion in closed meeting.

The Board reconvened in Open Session at 12:05 p.m., Board Chair Randy L. Boyd announced that "No action or consensus had been taken in closed session".


Agenda Item No. 20: Adjourn.

There being no further business to be brought before the Board, a motion was duly made that the meeting be declared adjourned at approximately 12:05 a.m. on Wednesday, June 15, 2011.



Randy L. Boyd, Board Chair

ATTEST:



H. C. Wehmeyer, Jr., Board Secretary

**CALHOUN PORT AUTHORITY
REGULAR MEETING
OCTOBER 12, 2011**

A regular meeting of the Calhoun Port Authority was held on Wednesday, October 12, 2011 at 9:00 a.m. in the Calhoun Port Authority Board Room, Calhoun Port Authority Office, Point Comfort, Texas

Board Members attending were:

Commissioner # 1 -- Shields A. "Tony" Holladay, Sr.
Commissioner # 2 -- Dell R. Weathersby
Commissioner # 3 -- J.C. Melcher, Jr.
Commissioner # 4 -- Randy L. Boyd
Commissioner # 5 -- Aron Luna
Commissioner # 6 -- H. C. Wehneyer, Jr.

Staff Members present were:

Charles R. Hausmann -- Port Director
Wanda Roberts -- Port General Counsel
Forrest Hawes -- Deputy Director
Kasi Atkinson -- Administrative Clerk

Others Present were:

D.D. Turner -- The Wave
Mickey Sappington -- G&W Engineers, Inc.
Jack Wu -- Formosa Plastics Corporation
Roy Hart -- Roy Hart LLC
Tom Morgan -- Simplot
Mark Smothers -- Mark Smothers Consulting, LLC

Agenda Item No. 1: Call to Order:

Board Chair Randy L. Boyd called the Regular Meeting to order at approximately 9:00 a.m. He announced that the agenda of the meeting was posted in accordance with the provisions of the Texas Open Meetings Act.

The Pledge of Allegiance was led by Board Chair Randy L. Boyd.

Agenda Item No. 11: Closed Session: As authorized by Tex.Gov't Code §551.072 for the purpose of discussion with respect to the purchase, exchange, lease or value of real property regarding Joslin Tract 1.

As authorized by Tex. Gov't Code §551.087 for the purpose of discussion regarding commercial information that the Port has received from a business prospect that the Port seeks to have locate, stay, or expand in or near the territory of the Port and with which the Port is conducting economic development negotiations;

As authorized by Tex.Gov't Code §551.071(2) to seek the advice of its attorney.

Board Chair Randy L. Boyd announced that as Authorized by Tex. Gov't Code Section 551.072, for the purpose of discussion with respect to the purchase, exchange, lease or value of real property regarding Joslin Tract 1.

As authorized by Tex. Gov't Code §551.087 for the purpose of discussion regarding commercial information that the Port has received from a business prospect that the Port seeks to have locate, stay, or

expand in or near the territory of the Port and with which the Port is conducting economic development negotiations;

As Authorized by Tex Gov't Code 551.071(2) to seek the advice of its attorney.

Further that, "No action or consensus would be taken in closed session" The Board convened in Closed Session at 9:03 a.m.

The Board recessed Closed Session at 9:13 a.m.

Agenda Item No. 12: Return to OPEN SESSION and take any action deemed necessary based upon discussion in closed meeting.

The Board reconvened in Open Session at 9:13 a.m. Board Chair Randy L. Boyd announced that "No action or consensus had been taken in closed session".

Agenda Item No. 13: Review and Consideration of Approval of a Confidentiality Agreement Between the Calloun Port Authority and Summit Power Group, Inc.

Upon recommended approval by Port General Counsel, Board Member Dell R. Weathersby made a motion to approve the Confidentiality Agreement between the Calloun Port Authority and Summit Power Group, Inc. The motion was seconded by Board Member Tony Wehmeyer. Board Member J.C. Melcher, Jr. was not in attendance during this motion.

Board Chair Randy L. Boyd announced that the Board would reconvene into Closed Session at 9:15 a.m.

The Board recessed Closed Session and returned to Open Session at 10:43 a.m. Board Chair Randy L. Boyd announced that "No action or consensus had been taken in Closed Session".

Agenda Item No. 2: Election of Board Officers for the Period of October 12, 2011 to June 12, 2013

The floor was opened for nominations for the position of Board Chair. Board Member H. C. Wehmeyer, Jr. nominated Board Member Randy L. Boyd for the position of Board Chair. Board Member J. C. Melcher, Jr. then nominated Board Member Tony Holladay for the position of Board Chair. Nominations were closed and the vote was called resulting in a tie vote.

Nominations were then called for Board Secretary. Board Member Tony Holladay nominated Board Member J. C. Melcher, Jr. for the position of Board Secretary. Board Member Dell R. Weathersby nominated Board Member H. C. Wehmeyer, Jr. for the position of Board Secretary. Nominations were closed and the vote was called resulting in a tie vote. Port General Counsel, Wanda Roberts, advised the Board that in the event of a tie, the presiding Board Chair and Board Secretary remain in office. Accordingly no action was taken.

Agenda Item No. 3: Approve the minutes of the Wednesday, August 24, 2011 Special Meeting, the Thursday, September 8, 2011 Regular Meeting and the Thursday, September 29, 2011 Special Meeting

The Board reviewed the minutes for the Wednesday, August, 24 2011 Special Meeting, the Thursday, September 8, 2011 Regular Meeting and the Thursday, September, 29 2011. Pursuant to further review and discussion, a motion was made by Board Member Tony Holladay to approve the minutes with noted revisions. The motion was seconded by Board Member Dell R. Weathersby and the motion carried unanimously.

Agenda Item No. 4: Review of Financial Reports: All Funds.

Deputy Director Forrest Hawes presented the following financial information to the Board Members for Review:

Fund Balance Report as of September 30, 2011

1.) Accounts Receivable Report as of September 30, 2011

Mr. Hawes reported to the Board Members that the accounts receivable report specified that the accounts receivable were 97% current as of September 30, 2011.

Agenda Item No. 5: Approval of Disbursements and Transfers: All Funds

The Board Members reviewed the October 12, 2011 Port Operations Account disbursements. Pursuant to review, a motion was made by Board Member Dell R. Weathersby to approve the disbursements and the transfers for October 12, 2011 as presented. The motion was seconded by Board Secretary Tony Holladay and motion carried that the Port Operations Account disbursements Nos. 25825 through 25876 be approved. Board Member J. C. Melcher, Jr. was not present during the vote.

<u>CHECK NO.</u>	<u>FUND ACCOUNT</u>	<u>AMOUNT</u>
<u>GROSS REVENUE FUND</u>		
2010-088	To Port Operations Fund	\$ 8454.19
2010-086	To Port Operations Fund	8067.46
2010-089	To Port Operations Fund	69165.26
	Total	\$ 85686.91
<u>MAINTENANCE AND OPERATIONS FUND</u>		
2010-088	To Port Operations Fund	\$ 3414.97
2010-086	To Port Operations Fund	3452.59
2010-089	To Port Operations Fund	890.71
	Total	\$ 7758.27
<u>BUSINESS DEVELOPMENT FUND</u>		
2010-089	To Port Operations Fund	\$13235.11

Total \$13235.11

DEPRECIATION & MAJOR REPAIR FUND

Total \$

PORT EXPANSION GROSS REVENUE FUND

2010-088	To Port Operations Fund	\$ 25445.00
2010-086	To Port Operations Fund	24277.44
2010-089	To Port Operations Fund	105744.48
	Total	\$ 155466.92

AN/NH3 OPERATING FUND

2010-089	To Port Operations Fund	\$ 49094.15
	Total	\$ 49094.15

LNG REIMBURSEMENT FUND

Total

TOTAL TRANSFERS TO PORT OPERATIONS ACCOUNT \$ 311241.36

INTERFUND TRANSFERS

<u>DATE</u>	<u>FROM</u>	<u>TO</u>	<u>AMOUNT</u>
10/12/11	AN/NH3 Operating	AN/NH3 Dep. M/R	\$7,500.00
	Total		<u>\$7,500.00</u>

Agenda Item No. 6: Port Director's Report

Charles R. Hausmann, Port Director, reported the following:

Harbor Traffic Statistics for August 2011:

- A. A total of 59 vessels arrived during the month of September 20 were deep draft vessels and 39 were inland barges and total of 140 invoices were issued.
- B. We have 12 deep draft vessels scheduled for October arrival.
- C. Total revenue tons for the month of September were 306,271.7 short tons. Total for the first quarter of Fiscal Year 2012 is 927,615.8 short tons.
- D. Formosa unloaded 6 pet coke barges that totaled 19,119.8 short tons and we credited them a total of \$17,590.22 in wharfage for the month of August as required by our agreement with Formosa. The Port received \$1,801.01 for dockage, security fees and potable water sales for the month of August at the dry bulk dock. Formosa did not bring in any limestone vessels during September.
- E. Hawk Services is completing the installation of the vapor destruction unit and hopes to be moving condensate from truck to barge this week.

- F. Port maintenance department with ISCO repaired a broken fire water line behind the control tower. The maintenance department is waiting for barges to move so they can dig up and repair another leak east of barge slip #1. Maintenance has also been working on the pump in the fresh water pump room.
- G. I will be attending the PPM Facilities Engineering Seminar in New Orleans on November 8-10. I need to reschedule the Board Meeting to November 16th if that is agreeable with the Board.

Agenda Item No. 7: Public Comment.

No action was taken on this agenda item.

Agenda Item No. 8: Review and Consideration of Declaring Calhoun Port Authority Equipment as Surplus

The Board Members reviewed the list of Port equipment as provided by Port Director Charles R. Hausmann. Pursuant to further review and discussion, a motion was made by Dell R. Weathersby to approve Declaring Calhoun Port Authority Equipment as Surplus. The motion was seconded by Board Member Tony Holladay and the motion carried unanimously.

Agenda Item No. 9: Review and Consideration of a Approval of a Request by Hawk Services LLC to Extend the Option to Lease on 25.0 Acres for an Additional Six Months

Pursuant to further review and discussion, a motion was made by Board Member Dell R. Weathersby to approve the Request by Hawk Services LLC to Extend the Option to Lease on 25.0 Acres for an Additional Six Months. Board Member Tony Holladay seconded the motion and the motion carried unanimously.

Agenda Item No. 10: Review and Consideration of Filing with the State Comptroller Under TX Gov't § 2206.101 the Appropriate Forms Listing the Authority of the Port to Exercise Eminent Domain

Pursuant to further review and discussion, a motion was made by Board Member Tony Holladay to approve the Filing with the State Comptroller Under TX Gov't § 2206.101 the Appropriate Forms Listing the Authority of the Port to Exercise Eminent Domain. The motion was seconded by Dell R. Weathersby and the motion carried unanimously.

Agenda Item No. 11: Closed Session

There being no reason to reconvene into Closed Session, Board Chair Randy L. Boyd ended the Closed Session and continued with Open Session.


Agenda Item No. 14: Adjourn.

There being no further business to be brought before the Board, a motion was duly made that the meeting be declared adjourned at approximately 11:18 a.m. on Wednesday, October 12, 2011.



Randy L. Boyd, Board Chair

ATTEST:



H. C. Wohmeyer, Jr., Board Secretary

**CALHOUN PORT AUTHORITY
REGULAR MEETING
May 9, 2012**

A regular meeting of the Calhoun Port Authority was held on Wednesday, May 9, 2012 at 9:00 a.m. in the Calhoun Port Authority Board Room, Calhoun Port Authority Office, Point Comfort, Texas

Board Members attending were:

Commissioner # 1 – Tony Holladay
Commissioner # 2 – Dell R. Weathersby
Commissioner # 3 – J.C. Melcher, Jr.
Commissioner # 4 – Randy L. Boyd
Commissioner # 5 – Aron Luna
Commissioner # 6 – H. C. Wehmeyer, Jr.

Staff Members present were:

Charles R. Hausmann – Port Director
Wanda Roberts – General Counsel
Forrest Hawes – Deputy Director
Miranda Malek – Finance Assistant

Others Present were:

D.D. Turner – The Wave
Mickey Sappington – G&W Engineers, Inc.
Don Rodman – Rodman Co.
Ronald Shirley – Shirley & Sons, Inc.
Ken Helker – Orion Construction
C. Robert Heath – Bickerstaff Heath
Jason West – CCC Group
Kevin Pearje – Russell Marine, Inc.
Lisa McCurley – Hill Country Environmental

Agenda Item No. 1: Call to Order:

Board Chair Randy L. Boyd called the Regular Meeting to order at approximately 9:00 a.m. He announced that the agenda of the meeting was posted in accordance with the provisions of the Texas Open Meetings Act.

The Pledge of Allegiance was led by Board Chair Randy L. Boyd.

Board Chair Randy L. Boyd announced that all bids had been received. Any bids received after this time would be treated according to the late bid specifications outlined in the bid package.

Agenda Item No. 2: Review and Consideration of Election of Board Officers:

Board Secretary H. C. Wehmeyer, Jr. made a motion to nominate Randy L. Boyd for Board Chair position. Board Member Dell R. Weathersby seconded the motion. Board Member J. C. Melcher, Jr. made a motion to nominate Board Member Tony Holladay for the Board Chair position. Board Member Aron Luna seconded the motion. The motions were voted on with a 3-3 tie. Board Member Tony Holladay nominated Board Member J. C. Melcher, Jr. for the position of Board Secretary. The motion was seconded by Board Member Aron Luna. Board Member Dell R. Weathersby nominated Board Member H. C. Wehmeyer, Jr. for Board Secretary. Board Member H. C. Wehmeyer, Jr. seconded the motion. The motions were voted on with a 3-3 tie. Port General Counsel, Wanda Roberts, advised the Board that in the event of a tie, the presiding Board Chair and Board Secretary remain in office.

Agenda Item No. 3: Approve the minutes of the Wednesday, April 11, 2012 Regular Meeting and the Monday, April 30, 2012 Special Meeting.

The Board Members reviewed the minutes of the Wednesday, April 11, 2012 Regular Meeting and the Monday, April 30, 2012 Special Meeting. Pursuant to further review and discussion, a motion was made by Board Member Tony Holladay to approve the minutes with the amendment of a name in the attendees roster on the Wednesday, April 11, 2012 Regular Meeting. The motion was seconded by Board Secretary H. C. Wehmeyer, Jr. and the motion carried unanimously.

Agenda Item No. 4: Review of Financial Reports; All Funds.

Deputy Director Forrest Hawes presented the following financial information to the Board Members for Review:

Fund Balance Report as of April 30, 2012

1.) Accounts Receivable Report as of April 30, 2012

Mr. Hawes reported to the Board Members that the accounts receivable report specified that the accounts receivable were 87% current as April 30, 2012.

Agenda Item No. 5: Approval of Disbursements and Transfers; All Funds

The Board Members reviewed the May 9, 2012 Port Operations Account disbursements. Pursuant to review, a motion was made by Board Member Tony Holladay to approve the disbursements as presented and the corresponding transfers for April 11, 2012. The motion was seconded by Board Secretary H. C. Wehmeyer, Jr. and motion carried that the disbursements 26316 through number 26380 and the corresponding transfers be approved.

<u>CHECK NO.</u>	<u>FUND ACCOUNT</u>	<u>AMOUNT</u>
<u>GROSS REVENUE FUND</u>		
2012-111	To Port Operations Fund	\$ 9,313.24
2012-112	To Port Operations Fund	7,865.62
2012-113	To Port Operations Fund	535.50
2012-114	To Port Operations Fund	179,992.09
	Total	\$ 197,706.45
<u>MAINTENANCE AND OPERATIONS FUND</u>		
2012-111	To Port Operations Fund	\$ 3,348.60
2012-112	To Port Operations Fund	3,324.13
2012-114	To Port Operations Fund	1,535.99
	Total	\$ 8,208.72
<u>BUSINESS DEVELOPMENT FUND</u>		
2102-114	To Port Operations Fund	\$ 1,496.17

Total \$ 1,496.17

DEPRECIATION & MAJOR REPAIR FUND

Total \$

PORT EXPANSION GROSS REVENUE FUND

2012-111	To Port Operations Fund	\$ 24,970.24
2012-112	To Port Operations Fund	23,678.86
2012-113	To Port Operations Fund	154.50
2012-114	To Port Operations Fund	174,891.64
	Total	\$ 223,695.24

AN/NH3 OPERATING FUND

2012-114	To Port Operations Fund	\$ 308,755.97
	Total	\$ 308,755.97

TOTAL TRANSFERS TO PORT OPERATIONS ACCOUNT \$ 739,862.55

INTERFUND TRANSFERS

<u>DATE</u>	<u>FROM</u>	<u>TO</u>	<u>AMOUNT</u>
5/11/12	AN/NH3 Operating	AN/NH3 Dep. M/R	\$7,500.00
	Total		<u>\$7,500.00</u>

Agenda Item No. 6: Port Director's Report.

Charles R. Hausmann, Port Director, reported the following:

A. Harbor Traffic Statistics for the month of April 2012:

That a total of 83 vessels had arrived at the public port facilities during the month of April 2012: 23 deep draft arrivals and 60 inland barges and a total of 178 invoices were issued. Further, that 16 deep draft vessels were already on schedule for May arrival with 2 vessels scheduled for multiple berths.

Total revenue tons for the month of April were 391,747.6 short tons. The total revenue tons through April for FY2012 were 3,705,011.6 short tons. This was approximately a 7% increase in throughput over FY 2011 for the first 10 months.

B. Formosa unloaded 6 pet coke barges that totaled 18,057.0 short tons and the Port credited Formosa a total of \$16,612.44 in wharfage for the month of April as required by the agreement. Formosa brought in 1 limestone ship with 29,800.0 short tons and the Port credited them back \$27,416.00 for the wharfage. The Port received \$15,265.598 for dockage, security fees and potable water sales for the month of April at the dry bulk dock.

C. Hawk Services loaded out 20 barges totaling 64,145.4 short tons of condensate for April.

D. Port Operations Director Earl Pattillo and Port Maintenance Director Clay Lynch attended the Hurricane Conference in Victoria, Texas on April 26th.

Agenda Item No. 7: Public Comment.

No action was taken on this agenda item.

Agenda Item No. 8: Review and Approval of Board Members Committee/Conference Attendance.

The Members of the Board reviewed a copy of the committee/conference attendance form. This form was to be filled out by Board Members that attend any meetings that are not posted meetings of the Calhoun Port Authority. Pursuant to further review and discussion, a motion was made by Board Secretary H. C. Wehmeyer, Jr to approve the submitted Board Members Committee/Conference Attendance. The motion was seconded by Board Member Aron Luna and the motion carried unanimously.

Agenda Item No. 9: Review and Consideration of Bids Received for the CB-7401 NH3 Flare Upgrade Project and Award Contract.

The Port did not receive any bids.

Agenda Item No. 10: Review and Consideration of Bids Received for the South Peninsula Bulkhead and Dredging Project and Award Contract.

The Bids were opened and read aloud by the Port Director. Engineering Consultant Mickey Sappington reviewed the bids and recommended the project be awarded to Shirley and Sons. Pursuant to further review and discussion, the agenda item was tabled until the next meeting of the Calhoun Port Authority.

Agenda Item No. 11: Review and Consideration of a Report from Bickerstaff Heath Delgado Acosta LLP Concerning the Need to Amend the Commissioner District Boundaries Based on the 2010 Census Report.

The Board Members reviewed a copy of the initial assessment considering the 2010 census data provided by Mr. C. Robert Heath. The maximum deviation of 32.06% for the Port Authority districts exceeded the 10% standard that had been recognized by the courts as the maximum permissible deviation. Pursuant to further review and discussion, a motion was made by Board Member Aron Luna to hire Bickerstaff Heath Delgado Acosta LLP to complete the redistricting process. The motion was seconded by Board Secretary H. C. Wehmeyer, Jr. and the motion carried unanimously.

The Regular Board Meeting of the Calhoun Port Authority was recessed at 10:37 am and reconvened at 10:44 am.

Agenda Item No. 12: Closed Session: As authorized by Tex.Gov't Code §551.072 for the purpose of discussion with respect to the purchase, exchange, lease or value of real property regarding Joslin Tract 1, the South Peninsula Tract, North Peninsula Tracts and Alcoa.

As authorized by Tex.Gov't Code §551.071(2) to seek the advice of its attorney.

Board Chair Randy L. Boyd announced that as Authorized by Tex. Gov't Code Section 551.072, for the purpose of discussion with respect to the purchase, exchange, lease or value of real property regarding Joslin Tract 1, the South Peninsula Tract, North Peninsula Tracts and Alcoa.

As Authorized by Tex Gov't Code 551.071(2) to seek the advice of its attorney.

Further that, "No action or consensus would be taken in closed session" The Board convened in Closed Session at 10:44 a.m.

Agenda Item No. 13: Return to OPEN SESSION and take any action deemed necessary based upon discussion in closed meeting.

The Board reconvened in Open Session at 12:24 p.m. Board Chair Randy L. Boyd announced that "No action or consensus had been taken in closed session".

Agenda Item No. 14: Review and Consideration of a Request from Alcoa to Enter into a Lease with the Port.

The Board Members reviewed a copy of the terms proposed for the lease agreement with Alcoa. Pursuant to further review and discussion, a motion was made by Board Member Tony Holladay to approve leasing 114 acres for a 10 year term at a rate of \$3.312 million dollars per year, payable monthly by Alcoa to the Port. This lease would have an annual increase of 1.5%. The motion was seconded by Board Secretary H. C. Wehmeyer, Jr. and the motion carried unanimously.


Agenda Item No. 15: Adjourn.

There being no further business to be brought before the Board, a motion was duly made that the meeting be declared adjourned at approximately 12:25 p.m. on Wednesday, May 9, 2012.

 7/11/12

Randy L. Boyd, Board Chair

ATTEST:



H. C. Wehmeyer, Jr., Board Secretary

**CALHOUN PORT AUTHORITY
REGULAR MEETING
May 15, 2013**

A regular meeting of the Calhoun Port Authority was held on Wednesday, May 15, 2013 at 9:00 a.m. in the Calhoun Port Authority Board Room, Calhoun Port Authority Office, Point Comfort, Texas

Board Members attending were:

Commissioner # 1 – Tony Holladay
Commissioner # 2 – Dell R. Weathersby
Commissioner # 3 – J.C. Melcher, Jr.
Commissioner # 4 – Randy L. Boyd
Commissioner # 5 – Aron Luna
Commissioner # 6 – H. C. Wehmeyer, Jr.

Staff Members present were:

Charles R. Hausmann – Port Director
Forrest Hawes – Deputy Director
Wanda Roberts – Roberts, Roberts, Odefey & Witte

Others Present were:

Mickey Sappington – G&W Engineers, Inc.
Kayla Meyer – The Wave
Jack Wu – Formosa Plastics Corporation, Texas

Agenda Item No. 1: Call to Order:

Board Chair Randy L. Boyd called the Regular Meeting to order at approximately 9:00 a.m. He announced that the agenda of the meeting was posted in accordance with the provisions of the Texas Open Meetings Act.

The Pledge of Allegiance was led by Board Chair Randy L. Boyd.

Agenda Item No. 2: Administer Oaths of Office to Board Members for Districts Nos. 1, 5 and 6.

Wanda Roberts of Roberts, Roberts, Odefey and Witte administered the Oaths of Office to Board Member Tony Holladay representing District 1, Board Member Aron Luna representing District 5 and Board Member H. C. Wehmeyer, Jr. representing District 6.

Agenda Item No. 3: Election of Board Officers for the Period of May 15, 2013 to May 15, 2015.

Pursuant to further review and discussion, a motion was made by Board member Tony Holladay to nominate Board Member J. C. Melcher, Jr. for the position of Board Chair. The motion was seconded by Board Member Aron Luna. Another motion was made by Board Member Dell R. Weathersby to nominate Board Member Randy L. Boyd for the position of Board Chair. This motion was seconded by Board Member H. C. Wehmeyer, Jr. The resulting vote was 3-3 and the Board Chair remained unchanged. A motion was made by Board Member J. C. Melcher, Jr. to nominate Board Member H. C. Wehmeyer, Jr. for Board Secretary. The motion was seconded by Board Member Dell R. Weathersby and the motion passed unanimously.

Agenda Item No. 4: Approve the minutes of the Wednesday, April 10, 2013 Regular Meeting.

The Board Members reviewed the minutes of the Wednesday, April 10, 2013 Regular Meeting. Pursuant to further review and discussion, a motion was made by Board Member Tony Holladay to approve the minutes as presented. The motion was seconded by Board Member Dell R. Weathersby and the motion carried unanimously.

Agenda Item No. 5: Review of Financial Reports: All Funds.

Deputy Director Forrest Hawes presented the following financial information to the Board Members for Review:

Fund Balance Report as of April 30, 2013

1.) Accounts Receivable Report as of April 30, 2013

Mr. Hawes reported to the Board Members that the accounts receivable report specified that the accounts receivable were 95% current as April 30, 2013.

Agenda Item No. 6: Approval of Disbursements and Transfers: All Funds

The Board Members reviewed the May 15, 2013 Port Operations Account disbursements. Pursuant to review, a motion was made by Board Member Tony Holladay to approve the disbursements and the corresponding transfers for May 15, 2013. The motion was seconded by Board Member Dell R. Weathersby and the motion carried that the disbursements and the corresponding transfers be approved.

<u>CHECK NO.</u>	<u>FUND ACCOUNT</u>	<u>AMOUNT</u>
<u>GROSS REVENUE FUND</u>		
2012-148	To Port Operations Fund	\$ 8,621.08
2012-150	To Port Operations Fund	8,086.79
2012-152	To Port Operations Fund	88,378.44
	Total	\$ 105,086.31
<u>MAINTENANCE AND OPERATIONS FUND</u>		
2012-148	To Port Operations Fund	\$ 3,069.17
2012-150	To Port Operations Fund	2,998.40
2012-152	To Port Operations Fund	975.25
	Total	\$ 7,042.82
<u>BUSINESS DEVELOPMENT FUND</u>		
2102-152	To Port Operations Fund	\$ 557.99
	Total	\$ 557.99
<u>DEPRECIATION & MAJOR REPAIR FUND</u>		
	Total	\$
<u>PORT EXPANSION GROSS REVENUE FUND</u>		

2012-148	To Port Operations Fund	\$ 25,954.33
2012-150	To Port Operations Fund	24,351.62
2012-152	To Port Operations Fund	132,083.25
	Total	\$ 182,389.20

AN/NH3 OPERATING FUND

2012-152	To Port Operations Fund	\$ 41,717.34
	Total	\$ 41,717.34

TOTAL TRANSFERS TO PORT OPERATIONS ACCOUNT \$ 336,793.66

INTERFUND TRANSFERS

DATE	FROM	TO	AMOUNT
5/15/13	AN/NH3 Operating	AN/NH3 Dep. M/R	\$7,500.00
	Total		<u>\$7,500.00</u>

Agenda Item No. 7: Port Director's Report.

Charles Hausmann, Port Director, reported the following:

A. Harbor Traffic Statistics for the month of April:

That a total of 80 vessels had arrived at the public port facilities during the month of April 2013: 17 deep draft arrivals and 63 inland barges and a total of 179 invoices were issued. Further, that 17 deep draft vessels were already on schedule for May arrival.

Total revenue tons for the month of April were 271,530.1 short tons. The total revenue tons for the first 10 months of FY2013 were 4,078,606.5 short tons. This was an approximate increase of 15% over the same time period for FY2012.

B. Formosa unloaded 7 pet coke barges that totaled 21,635.3 short tons and the Port credited them a total of \$19,904.48 in wharfage on pet coke for the month of April as required by our agreement with Formosa. The Port received \$2,762.42 for dockage, security fees and potable water sales and \$9,735.89 in maintenance fees for the month of April at the dry bulk dock.

C. The dredge Leonard Fisher and the dredge Everett were working in the ship channel for the maintenance dredging.

Agenda Item No. 8: Public Comment.

No action was taken on this agenda item.

Agenda Item No. 9: Review and Consideration of Board Members Committee/ConferenceAttendance.

No action was taken on this agenda item.

Agenda Item No. 10: Review and Consideration of the Approval of the Specifications and Authorization to Advertise for Bids for the Depository Services Agreement for the Period of June 1, 2013 through May 31, 2015.

The Port Director informed the Board Members that the additional two year term of the Depository Services Agreement with First National Bank in Port Lavaca was due to end on May 31, 2013. Approval was needed for Port Staff to advertise the bids with the bids being received at a Special Board Meeting in which Mr. Robert Henderson of Dain Rauscher would be present to make recommendations on the bids. Pursuant to further review and discussion, a motion was made by Board Member Tony Holladay to approve the specifications and authorize to Advertise for Bids for the Depository Services Agreement for the Period of June 1, 2013 through May 31, 2015. The motion was seconded by Board Secretary H. C. Welmeyer, Jr. and the motion carried unanimously. Board Member J. C. Melcher, Jr. abstained from all discussions and the voting process on this agenda item.

Agenda Item No. 11: Review and Consideration of an Option to Lease Agreement Between the Calhoun Port Authority and Gavilon Midstream Energy.

The Board Members reviewed a copy of an Option to Lease Agreement that was prepared by Port General Counsel. Gavilon Midstream Energy wanted to option 34.31 acres of land that were located at the Joslin Tract owned by the Port for a six month period at the rate of \$5,000.00 per acre for the duration. Gavilon would give up the option on the 9.87 acre tract on the North Peninsula. Pursuant to further review and discussion, a motion was made by Board Member J. C. Melcher, Jr. to approve the Option to Lease Agreement between the Calhoun Port Authority and Gavilon Midstream Energy for 34.31 acres at \$5,000.00 per acre for six months. The motion was seconded by Board Member Tony Holladay and the motion carried unanimously.

Agenda Item No. 12: Review and Consideration of Emergency and/or Safety Services Agreement between the Calhoun Port Authority and Formosa Plastics Corporation.

The Board Members reviewed a copy of the Formosa Plastics Corporation and the Calhoun Port Authority Emergency and/or Safety Services Agreement. This agreement was needed to satisfy the Texas General Land Office and the United States Coast Guard. It was an outline of the procedures that would take place in the event of an emergency at the Port. Pursuant to further review and discussion, a motion was made by Board Member Tony Holladay to approve the Emergency and/or Safety Services Agreement between the Calhoun Port Authority and Formosa Plastics Corporation. The motion was seconded by Board Member Dell R. Weathersby and the motion carried unanimously.

Agenda Item No. 13: Review and Consideration of Proposed Revision to Texas Eastern Pipeline Easement.

No action was taken on this agenda item.

Agenda Item No. 14: Review and Consideration of Approval of Fiscal Year 2014 Budget Amendments.

The Board Members reviewed a worksheet prepared by the Port Director and Deputy Port Director detailing the budget amendments that were needing approval. Pursuant to further review and discussion, a motion was made by Board Member Tony Holladay to approve the Fiscal Year 2014 Budget Amendments as presented. The motion was seconded by Board Member J. C. Melcher, Jr. and the motion carried unanimously.

Agenda Item No. 15: Closed Session: As authorized by Tex. Gov't Code §551.072 for the purpose of discussion with respect to the purchase, exchange, lease or value of real property including but not limited to the Joslin Tract I, the South Peninsula Tract and Alcoa.

As authorized by Tex. Gov't Code §551.087 for the purpose of discussion regarding commercial information that the Port seeks to have locate, stay or expand in or near the territory of the Port and with which the Port is conducting economic development negotiations;

As authorized by Tex. Gov't Code §551.071(2) to seek the advice of its attorney.

Board Chair Randy L. Boyd announced that as Authorized by Tex. Gov't Code Section 551.072, for the purpose of discussion with respect to the purchase, exchange, lease or value of real property regarding Joslin Tract, the South Peninsula Tract and Alcoa.

As authorized by Tex. Gov't Code §551.087 for the purpose of discussion regarding commercial information that the Port seeks to have locate, stay or expand in or near the territory of the Port and with which the Port is conducting economic development negotiations;

As Authorized by Tex Gov't Code 551.071(2) to seek the advice of its attorney.

Further that, "No action or consensus would be taken in closed session" The Board convened in Closed Session at 9:54 a.m.

Agenda Item No. 16: Return to OPEN SESSION and take any action deemed necessary based upon discussion in closed meeting.

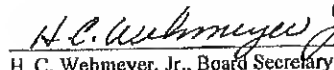
The Board reconvened in Open Session at 11:38 a.m. Board Chair Randy L. Boyd announced that "No action or consensus had been taken in closed session".

Agenda Item No. 17: Adjourn.

There being no further business to be brought before the Board, a motion was duly made that the meeting be declared adjourned at approximately 11:38 a.m. on Wednesday, May 15, 2013.


Randy L. Boyd, Board Chair

ATTEST:


H. C. Wehmeyer, Jr., Board Secretary

**CALHOUN PORT AUTHORITY
REGULAR MEETING
May 13, 2015**

A regular meeting of the Calhoun Port Authority was held on Wednesday, May 13, 2015 at 9:00 a.m. in the Calhoun Port Authority Board Room, Calhoun Port Authority Office, Point Comfort, Texas

Board Members attending were:

Commissioner # 1 – Tony Holladay
Commissioner # 2 – Dell R. Weathersby
Commissioner # 3 – J.C. Melcher, Jr.
Commissioner # 4 – Randy L. Boyd
Commissioner # 5 – Aron Luna
Commissioner # 6 – H. C. Wehmeyer, Jr.

Staff Members present were:

Charles R. Hausmann – Port Director
Forrest Hawes – Deputy Director
David Knuckey – Director of Engineering
Wanda Roberts – Roberts, Robert, Odefey & White
Miranda Malek – Finance Assistant

Others Present were:

Kayla Meyers – The Wave
Jack Wu – Formosa Plastics Corporation
Russ Greg – Ancoris
Matthew Gaitlin – Ancoris

Agenda Item No. 1: Call to Order:

Board Chair Randy L. Boyd called the Regular Meeting to order at approximately 9:00 a.m. He announced that the agenda of the meeting was posted in accordance with the provisions of the Texas Open Meetings Act.

The Pledge of Allegiance was led by Board Chair Randy L. Boyd.

Agenda Item No. 2: Administer Oaths of Office to Board Members for District Nos. 2, 3 and 4.

Port Counsel Wanda Roberts administered the Oath of Office to Board Members J. C. Melcher, Jr., Randy L. Boyd and Dell R. Weathersby.

Agenda Item No. 3: Election of Board Officers for the Period of May 13, 2015 to May 15, 2017.

A motion was made by Board Member Tony Holladay to nominate Board Member J. C. Melcher, Jr. for the position of Board Chair. A separate motion was made by Board Member H. C. Wehmeyer, Jr. to nominate Board Member Randy L. Boyd for the position of Board Chair. The votes were cast at 3-3 for each nomination so the position of Board Chair remains unchanged. A motion was made by Board Member J. C. Melcher, Jr. to nominate Board Member Tony Holladay for Board Secretary. A separate motion was made by Board Member Dell R. Weathersby to nominate Board Member H. C. Wehmeyer, Jr. for the position of Board Secretary. The votes were cast at 3-3 for each nomination so the position of Board Secretary remains unchanged.

Agenda Item No. 4: Approve the minutes of the Wednesday, April 8, 2015 Regular**Meeting.**

The Board Members reviewed the minutes of the Wednesday April 8, 2015 Regular Meeting. Pursuant to further review and discussion, a motion was made by Board Member Tony Holladay to approve the minutes as presented. The motion was seconded by Board Secretary H. C. Wehmeyer, Jr. and the motion carried unanimously.

Agenda Item No. 5: Review and Consideration of Change Order No. 02 for the AN Tank Coating Rehabilitation Project.

The Board Members reviewed a memorandum from the Director of Engineering Services, David Knukey reviewing a change order for the AN Tank Coating Rehabilitation Project. Pursuant to further review and discussion, a motion was made by Board Member Tony Holladay to approve the Change Order No. 02 for the AN Tank Coating Rehabilitation Project contingent upon receipt of a letter from the contractor stating their consent of the increase in the contract price. The motion was seconded by Board Member Dell R. Weathersby and the motion carried unanimously.

Agenda Item No. 6: Review and Consideration of Application for Payment No. 03 (Final) and Project Close out of the AN Tank Coating Rehabilitation Project.

No action was taken on this agenda item.

Agenda Item No. 7: Review of Financial Reports: All Funds.

Deputy Director Forrest Hawes presented the following financial information to the Board Members for Review:

Fund Balance Report as of April 30, 2015

- 1.) Accounts Receivable Report as of April 30, 2015
- 2.) Mr. Hawes reported to the Board Members that the accounts receivable report specified that the accounts receivable were 65% current as April 30, 2015.

Agenda Item No. 8: Approval of Disbursements and Transfers: All Funds

The Board Members reviewed the May 13, 2015 Port Operations Account disbursements. Pursuant to review, a motion was made by Board Member Tony Holladay to approve the disbursements and the corresponding transfers for May 13, 2015. The motion was seconded by Board Secretary H. C. Wehmeyer, Jr. and the motion carried that the disbursements and the corresponding transfers be approved.

<u>CHECK NO.</u>	<u>FUND ACCOUNT</u>	<u>AMOUNT</u>
	<u>GROSS REVENUE FUND</u>	
2014-072	To Port Operations Fund	\$ 12,846.11
2014-072	To Port Operations Fund	10,925.36
2014-074	To Port Operations Fund	103,868.37

Total \$ 127,639.84

MAINTENANCE AND OPERATIONS FUND

2014-072	To Port Operations Fund	\$ 3,574.10
2014-072	To Port Operations Fund	2,931.16
2014-074	To Port Operations Fund	362.23
	Total	\$ 6,867.49

BUSINESS DEVELOPMENT FUND

2014-074	To Port Operations Fund	\$ 262.17
	Total	\$ 262.17

DEPRECIATION & MAJOR REPAIR FUND

To Port Operations Fund	\$
Total	\$

PORT EXPANSION GROSS REVENUE FUND

2014-072	To Port Operations Fund	\$ 38,642.08
2014-072	To Port Operations Fund	32,879.38
2014-074	To Port Operations Fund	275,820.71
	Total	\$ 347,342.17

AN/NH3 OPERATING FUND

2014-074	To Port Operations Fund	\$ 250,962.15
	Total	\$ 250,962.15

TOTAL TRANSFERS TO PORT OPERATIONS ACCOUNT \$ 733,073.82

INTERFUND TRANSFERS

<u>DATE</u>	<u>FROM</u>	<u>TO</u>	<u>AMOUNT</u>
5/13/15	AN/NH3 Operating	AN/NH3 Dep. M/R	\$7,500.00
	Total		<u>\$7,500.00</u>

Agenda Item No. 9: Port Director's Report.

Charles Hausmann, Port Director, reported the following:

- A. Harbor Traffic Statistics for the month of April:
That a total of 85 vessels had arrived at the public port facilities during the month of April; 23 deep draft arrivals and 62 inland barges and a total of 200 invoices were issued. Further, that 13 deep draft vessels were already on schedule for May arrival.
- B. Total revenue tons for the month of April were 358,231.1 short tons. Total throughput for the first 10 months of fiscal year 2015 was 3,288,377.1 short tons. The Port was down 8.8% when compared to the first 10 months of FY2014.
- C. Mercer Construction repaired a potable water line at the AN dike.
- D. Port maintenance staff was continuing to paint the Port facilities and replace faded signage.

Agenda Item No. 10: Public Comment.

No action was taken.

Agenda Item No. 11: Review and Consideration of Board Members Committee/Conference Attendance.

The Members of the Board reviewed a copy of the committee/conference attendance form. This form was to be filled out by Board Members that attend any meetings that are not posted meetings of the Calhoun Port Authority. Pursuant to further review and discussion, a motion was made by Board Member Tony Holladay to approve the submitted Board Members Committee/Conference Attendance. The motion was seconded by Board Secretary H. C. Wehmeyer, Jr. and the motion carried unanimously.

Agenda Item No. 12: Review and Consideration of an Option to Lease Agreement between the Calhoun Port Authority and Harvest Pipeline Company.

The Board Members reviewed a copy of an Option to Lease Agreement between the Calhoun Port Authority and Harvest Pipeline Company. The acreage was located on the North Peninsula Tract at a fee of \$5,000 per acre for a six month option and administrative fees of \$5,000.00. Pursuant to further review and discussion, a motion was made by Board Member Tony Holladay to approve the Option to Lease Agreement between the Calhoun Port Authority and Harvest Pipeline Company at a rate of \$5,000.00 per acre plus a \$5,000.00 administrative fee and it was stated that the Port would not offer any prorata discounts should a lease be entered into before the end of the Option period. The motion was seconded by Board Secretary H. C. Wehmeyer, Jr. and the motion carried unanimously.

Agenda Item No. 13: Review and Consideration of a Renewal of a 114.05 Rod Pipeline easement between Neumin Production Company and the Calhoun Port Authority.

The Board Members reviewed a copy of a pipeline easement for a 114.05 rod submerged pipeline that crossed Port owned bay bottom. The easement was for a 10 year period and the fee for this period was \$10,000.00 plus an administrative fee of \$2,500.00. Pursuant to further review and discussion, a motion was made by Board Member Tony Holladay to approve the renewal of a 114.05 Rod pipeline easement between Neumin Production Company and the Calhoun Port Authority. The motion was seconded by Board Member Deil R. Weathersby and the motion carried unanimously.

Agenda Item No. 14: Review and Consideration of Approval of a Pipeline Easement with Houston Pipeline Company.

The Board Members reviewed a copy of a Pipeline Easement that covered a 584.5 rod 3 inch pipeline, a 543.64 rod, 10 inch pipeline and a 0.19 acre tract located on the Joslin tract. The two ten year easements would be invoiced for \$10,000.00 each and the annual lease payment for the 0.19 acre tract is \$4,750.00 per year plus a \$5,000.00 administrative fee. Pursuant to further review and discussion, a motion was made by Board Member Tony Holladay to approve the Pipeline Easements and the Lease with Houston Pipeline Company. The motion was seconded by Board Member J. C. Melcher, Jr. and the motion carried unanimously.

Agenda Item No. 15: Review and Consideration of Requesting an Extension of the Matagorda Ship Channel Widening and Deepening Permit.

The permit for widening and deepening of the Matagorda Ship Channel was not scheduled to expire until December 31, 2016; but in order to insure that the Port had adequate time to address any issues with extending the permit, Port Staff would like to request an extension. Pursuant to further review

and discussion, a motion was made by Board member Dell R. Weathersby to request an extension period of 20 years. The motion was seconded by Board Member Tony Holladay and the motion carried unanimously.

Agenda Item No. 16: Closed Session: As Authorized by Tex. Gov't Code 551.087 for the purpose of discussion regarding commercial information that the Port seeks to have locate, stay or expand in or near the territory of the Port and with which the Port is conducting economic development negotiations;

As authorized by Tex. Gov't Code 551.072 for the purpose of discussion with respect to the purchase, exchange, lease or value of real property.

As authorized by Tex. Gov't Code 551.071(2) to seek the advice of its attorney.

Board Chair Randy L. Boyd announced that as Authorized by Tex. Gov't Code 551.087 for the purpose of discussion regarding commercial information that the Port seeks to have locate, stay or expand in or near the territory of the Port and with which the Port is conducting economic development negotiations;

As Authorized by Tex. Gov't Code Section 551.072, for the purpose of discussion with respect to the purchase, exchange, lease or value of real property.

As Authorized by Tex. Gov't Code 551.071(2) to seek the advice of its attorney.

Further that, "No action or consensus would be taken in closed session" The Board convened in Closed Session at 9:33 a.m.

Agenda Item No. 17: Return to OPEN SESSION and take any action deemed necessary based upon discussion in closed meeting.

The Board recessed the Closed Session and reconvened in Open Session at 10:09 a.m. Board Chair Randy L. Boyd announced that "No action or consensus had been taken in closed session".

Pursuant to further review and discussion, a motion was made by Board Member J. C. Melcher, Jr. to have Port Counsel send a letter to PetroHawk addressing the delinquency of their account. The motion was seconded by Board Member Tony Holladay and the motion carried unanimously.

Agenda Item No. 16: Closed Session: As Authorized by Tex. Gov't Code 551.087 for the purpose of discussion regarding commercial information that the Port seeks to have locate, stay or expand in or near the territory of the Port and with which the Port is conducting economic development negotiations;

As authorized by Tex. Gov't Code 551.072 for the purpose of discussion with respect to the purchase, exchange, lease or value of real property.

As authorized by Tex. Gov't Code 551.071(2) to seek the advice of its attorney.

Board Chair Randy L. Boyd announced that as Authorized by Tex. Gov't Code 551.087 for the purpose of discussion regarding commercial information that the Port seeks to have locate, stay or expand in or near the territory of the Port and with which the Port is conducting economic development negotiations;

As Authorized by Tex. Gov't Code Section 551.072, for the purpose of discussion with respect to the purchase, exchange, lease or value of real property.

As Authorized by Tex. Gov't Code 551.071(2) to seek the advice of its attorney.

Further that, "No action or consensus would be taken in closed session" The Board convened in Closed Session at 10:11 a.m.

Agenda Item No. 17: Return to OPEN SESSION and take any action deemed necessary based upon discussion in closed meeting.

The Board reconvened in Open Session at 11:33 a.m. Board Chair Randy L. Boyd announced that "No action or consensus had been taken in closed session".

Agenda Item No. 18 Review and Consideration of Authorization to Advertise and Receive Bids for the Pipe Rack Coating Rehabilitation.

The Board Members reviewed a copy of a memorandum from Port Engineer David Knuckey requesting approval to advertise for bids to recoat the Port's pipe rack. Pursuant to further review and discussion, a motion was made by Board Member Tony Holladay to approve the Advertisement and Receipt of Bids for the Pipe Rack Coating Rehabilitation. The motion was seconded by Board Member Dell R. Weathersby and the motion carried unanimously.

Agenda Item No. 19: Review and Consideration of an Assignment of a Lease.

No action was taken on this agenda item.

Agenda Item No. 20: Adjourn.

There being no further business to be brought before the Board, a motion was duly made that the meeting be declared adjourned at approximately 11:36 a.m. on Wednesday, May 13, 2015.

 6/10/15
Randy L. Boyd, Board Chair

ATTEST:


H. C. Wehmeyer, Jr., Board Secretary

**CALHOUN PORT AUTHORITY
REGULAR MEETING**

May 10, 2017

A regular meeting of the Calhoun Port Authority was held on Wednesday, May 10, 2017 at 9:00 a.m. in the Calhoun Port Authority Board Room, Calhoun Port Authority Office, Point Comfort, Texas

Board Members attending were:

Commissioner # 1 – Tony Holladay
Commissioner # 2 – Dell R. Weathersby
Commissioner # 3 – J.C. Melcher, Jr.
Commissioner # 4 – Randy L. Boyd
Commissioner # 5 – Aron Luna
Commissioner # 6 – H. C. Wehmeyer, Jr.

Staff Members present were:

Charles R. Hausmann – Port Director
Forrest Hawes – Deputy Port Director
David Knuckey – Director of Engineering Services
Wanda Roberts – Roberts, Roberts, Odefey & Witte
Miranda Malek – Finance Assistant

Others Present were:

Kayla Meyers – The Wave
Mickey Sappington – G&W Engineers, Inc.
Bob Henderson – RBC Capital Markets
Carl Smith – NGL
Mike Williams – SImplot
Steve Ferro – Northstar Midstream
Jack Wu – Formosa Plastics Corporation Texas

Agenda Item No. 1: Call to Order:

Board Chair Randy L. Boyd called the Regular Meeting to order at approximately 9:00 a.m. He announced that the agenda of the meeting was posted in accordance with the provisions of the Texas Open Meetings Act.

The Pledge of Allegiance was led by Board Chair Randy L. Boyd.

Board Chair Randy L. Boyd announced that the bidding session was closed as of 9:00 a.m.

Agenda Item No. 2: Administer Oath of Office to Board Members for District Nos. 1, 5 and 6.

Port General Counsel administered the Oath of Office for Board Members Tony Holladay, Aron Luna and H. C. Wehmeyer, Jr representing District Nos. 1, 5 and 6 respectively.

Agenda Item No. 3: Election of Board Officers for the Period of May 10, 2017 to May 8, 2019.

A motion was made by Board Member Dell R. Weathersby to maintain Board Member Randy L. Boyd as the Board Chair. This motion was seconded by Board Secretary H. C. Wehmeyer, Jr. A motion was also made by Board Member Tony Holladay to appoint Board Member J. C. Melcher, Jr. as Board

Chair. The motion was seconded by Board Member Aron Luna. The vote was tied 3-3 for each candidate and the Board Chair remained unchanged.

A motion was made by Board Chair Randy L. Boyd to maintain Board Member H. C. Wehmeyer, Jr. as the Board Secretary. The motion was seconded by Board Member Dell R. Weathersby. A motion was also made by Board Member J. C. Melcher, Jr. to appoint Board Member Tony Holladay as the Board Secretary. This motion was seconded by Board Member Aron Luna. The vote was tied 3-3 for each candidate and the Board Secretary remained unchanged.

Agenda Item No. 4: Review and Consideration of Bids Received for the Sale of Surplus Property (Marine Fenders and Hardware)

No bids were received for the Sale of Surplus Property including marine fenders and hardware. Board Member Tony Holladay suggested the Port dispose of the fenders at auction and the board concurred.

Agenda Item No. 5: Review and Consideration of Receipt of Recommendation from Calhoun Port Authority Financial Advisor and Award of Depository Services Agreement for the Period of June 1, 2017 through May 31, 2019.

Prior to the opening of bids, Board Member J. C. Melcher, Jr and Board Member Dell R. Weathersby excused themselves from participation in the discussion of this agenda item. Port Director Charles Hausmann opened bids received from three local banks, IBC, Prosperity and First National Bank. This agenda item was tabled at this time to allow Mr. Bob Henderson with RBC Capital Markets time to review each proposal.

Agenda Item No. 6: Approve the minutes of the Wednesday, April 12, 2017 Regular Meeting and the Thursday, April 27, 2017 Special Meeting.

The Board Members reviewed the minutes of the Wednesday, April 12, 2017 Regular Meeting and the Thursday, April 27, 2017 Special Meeting. Pursuant to further review and discussion, a motion was made by Board Member Tony Holladay to approve the minutes as presented. The motion was seconded by Board Secretary H. C. Wehmeyer, Jr. and the motion carried unanimously.

Agenda Item No. 7: Review of Financial Reports: All Funds.

Deputy Director Forrest Hawes presented the following financial information to the Board Members for Review:

Fund Balance Report as of April 30, 2017:

- 1.) Accounts Receivable Report as of April 30, 2017
- 2.) Mr. Hawes reported to the Board Members that the accounts receivable report specified that the accounts receivable were 94% current as of April 30, 2017.

Agenda Item No. 8: Approval of Disbursements and Transfers: All Funds

The Board Members reviewed the May 10, 2017 Port Operations Account disbursements. Pursuant to review, a motion was made by Board Member Tony Holladay to approve disbursements and the corresponding transfers for May 10, 2017. The motion was seconded by Board Secretary H.

C. Wehmeyer, Jr. and the motion carried that the disbursements and the corresponding transfers be approved.

<u>CHECK NO.</u>	<u>FUND ACCOUNT</u>	<u>AMOUNT</u>	
<u>GROSS REVENUE FUND</u>			
2017-033	To Port Operations Fund	\$ 56,339.89	
2017-035	To Port Operations Fund	52,751.84	
2017-037	To Port Operations Fund	341,977.63	
	Total	\$ 451,069.36	
<u>MAINTENANCE AND OPERATIONS FUND</u>			
2017-033	To Port Operations Fund	\$ 4,493.42	
2017-035	To Port Operations Fund	3,892.98	
2017-037	To Port Operations Fund	320.99	
	Total	\$ 8,707.39	
<u>BUSINESS DEVELOPMENT FUND</u>			
2017-037	To Port Operations Fund	\$ 421.15	
	Total	\$ 421.15	
<u>DEPRECIATION & MAJOR REPAIR FUND</u>			
	To Port Operations Fund		
	Total		
<u>AN/NH3 OPERATING FUND</u>			
2017-037	To Port Operations Fund	\$ 33,997.62	
	Total	\$ 33,997.62	
TOTAL TRANSFERS TO PORT OPERATIONS ACCOUNT		\$ 494,195.52	
<u>INTERFUND TRANSFERS</u>			
<u>DATE</u>	<u>FROM</u>	<u>TO</u>	<u>AMOUNT</u>
5/10/17	AN/NH3 Operating	AN/NH3 Dep. M/R	\$7,500.00
	Total		\$7,500.00

Agenda Item No. 9: Port Director's Report.

Charles Hausmann, Port Director, reported the following:

A. Harbor Traffic Statistics for the month of April:

That a total of 89 vessels had arrived at the public port facilities during the month of April; 31 deep draft arrivals and 58 inland barges and a total of 183 invoices were issued. Further, that 14 deep draft vessels were already on schedule for May arrival.

B. Total revenue tons for the month of April were 357,953.5 short tons. The total for the first 10 months of FY 2017 was 3,022,351.9 short tons.

C. NGL loaded out 6 condensate barges totaling 19,926.9 short tons.

Agenda Item No. 10: Public Comment.

No action was taken on this agenda item.

Agenda Item No. 11: Review and Consideration of Board Members Committee/Conference Attendance.

Pursuant to further review and discussion, a motion was made by Board Member Dell R. Weathersby to approve the Board Members Committee/Conference Attendance. The motion was seconded by Board Secretary H. C. Wehmeyer, Jr. and the motion carried unanimously.

Agenda Item No. 12: Review and Discussion of South Peninsula Improvement Project Progress Update.

The Board agreed to hold a Workshop Meeting on May 22, 2017 at 4:30 p.m. for a more detailed progress report on this project.

Agenda Item No. 13: Review and Consideration of a Request for Authorization to Advertise for Bids for the FM 1593 Drainage Improvement Project, TXDOT Project No. CSJ 1090-05-016.

The Board Members reviewed a copy of a memorandum from David Knuckey showing the tentative schedule for the FM 1593 Drainage Improvement Project. This project was for installing drainage boxes that allowed the Port to construct an access road for the North Peninsula Property. The estimated cost for construction was \$84,658.00 and the Port would receive TXDOT Rider 48 Grant funds in the amount of \$76,962.00. Pursuant to further review and discussion, a motion was made by Board Member Dell R. Weathersby to approve the authorization to advertise for bids. The motion was seconded by Board Member Tony Holladay and the motion carried unanimously.

Agenda Item No. 14: Review and Consideration of Fiscal Year 2017 Budget Amendments.

The Board Members reviewed a spreadsheet that was prepared by Port Staff showing the budget amendments for revenues and expenses for fiscal year 2017. The total decrease in revenues was \$178,023 and the total expense decrease was \$1,050,901. The total revised net income before depreciation had increased from \$2,281,860 to \$3,154,738. Pursuant to further review and discussion, a motion was made by Board Member J. C. Melcher, Jr. to approve the Fiscal Year 2017 Budget Amendments as presented. The motion was seconded by Board Member Tony Holladay and the motion carried unanimously.

Agenda Item No. 5: Review and Consideration of Receipt of Recommendation from Calhoun Port Authority Financial Advisor and Award of Depository Services Agreement for the Period of June 1, 2017 through May 31, 2019.

Prior to discussions beginning on this agenda item, Board Member J. C. Melcher, Jr and Board Member Dell R. Weathersby excused themselves from the meeting for the duration of this agenda item. Mr. Bob Henderson of RBC Capital Markets reviewed each of the bids with the Board before making a recommendation that the Port award the two-year Depository Services Agreement to First National Bank of Port Lavaca. Pursuant to further review and discussion, a motion was made by Board Member Tony Holladay to award the bid to First National Bank of Port Lavaca. The motion was seconded by Board Secretary H. C. Wehmeyer, Jr. and the motion carried unanimously.

Agenda Item No. 15: Closed Session: As Authorized by Tex. Gov't Code 551.087 for the purpose of discussion regarding commercial information that the Port has received from a business prospect that the Port seeks to have locate, stay or expand in or near the territory of the Port and with which the Port is conducting economic development negotiations;

As authorized by Tex. Gov't Code §551.072 for the purpose of discussion with respect to the purchase, exchange, lease or value of real property.

As authorized by Tex. Gov't Code §551.071(2) to seek the advice of its attorney.

Board Chair Randy L. Boyd announced that as Authorized by Tex. Gov't Code 551.087 for the purpose of discussion regarding commercial information that the Port has received from a business that the Port seeks to have locate, stay or expand in or near the territory of the Port and with which the Port is conducting economic development negotiations;

As Authorized by Tex. Gov't Code Section 551.072, for the purpose of discussion with respect to the purchase, exchange, lease or value of real property.

As Authorized by Tex. Gov't Code 551.071(2) to seek the advice of its attorney.

Further that, "No action or consensus would be taken in closed session" The Board convened in Closed Session at 9:44 a.m.

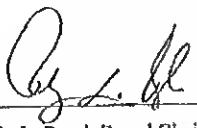
Agenda Item No. 16: Return to OPEN SESSION and take any action deemed necessary based upon discussion in closed meeting.

The Board reconvened in Open Session at 11:02 a.m. Board Chair Randy L. Boyd announced that "No action or consensus had been taken in closed session".

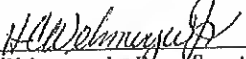
A motion was made by Board Secretary H. C. Wehmeyer, Jr. to authorize the Port Director and Legal Counsel to negotiate the purchase of real property under the terms discussed in closed session. The motion was seconded by Board Member Tony Holladay and the motion carried unanimously.

Agenda Item No. 17: Adjourn.

There being no further business to be brought before the Board, a motion was duly made that the meeting be declared adjourned at approximately 11:02 a.m. on Wednesday, May 10, 2017.


Randy L. Boyd, Board Chair

ATTEST:


H. C. Wehmeyer, Jr., Board Secretary